



[Crystal \(Minn.\).](#)
[City Council Minutes and Agenda Packets.](#)

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Darlene

644

COUNCIL AGENDA

August 21, 1990

Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on August 21, 1990, at 7:00 P.M., at 4141 Douglas Drive, Crystal, Minnesota.

The Secretary of the Council called the roll and the following were present:

Councilmembers

P Carlson

P Moravec

P Irving

P Grimes

P Herbes

A Langsdorf

P Joselyn

Staff

P Dulgar

P Olson

P Kennedy

P Monk

P Barber

P George

P *Jones*

The Mayor led the Council and the audience in the Pledge of Allegiance to the Flag.

The Mayor acknowledged a \$2,500 donation to the City of Crystal from Ray Jordan & Sons, Inc., 1985 - 105th Avenue N.E.

1. The City Council considered the minutes of the Regular City Council meeting of August 7, 1990.

Moved by Councilmember G and seconded by Councilmember I to
(approve) (approve, making the following exceptions: _____

to) the minutes of the Regular City Council meeting of August 7, 1990.

Motion Carried.

PUBLIC HEARINGS

1. It being 7:00 p.m., or as soon thereafter as the matter may be heard, Mayor Herbes declared this was the date and time as advertised for a public hearing at which time the City Council will consider a recommendation from the Crystal City Charter Commission for an amendment to the Crystal City Charter relating to the Civil Service Commission. The Mayor asked those present to voice their opinions or to ask questions concerning this matter. ~~Those present and heard were:~~ *The Mayor advised that a unanimous vote of the entire Council was required to act on this item.*

I/M to continue the public hearing to consider a recommendation from the Crystal City Charter Commission for an amendment to the Crystal City Charter relating to the Civil Service Commission to the September 4, 1990 City Council meeting.
Motion Carried.

~~The Mayor closed the Public Hearing.~~

Moved by Councilmember _____ and seconded by Councilmember _____ to adopt the following ordinance:

~~ORDINANCE NO. 90-~~

~~AN ORDINANCE RELATING TO CITY GOVERNMENT:
AMENDING SECTIONS 2.02 AND 6.02,
SUBDIVISION 3 OF THE CITY CHARTER AND
ADDING SECTIONS TO THE CITY CHARTER~~

~~and further, that this be the second and final reading.~~

~~Motion Carried.~~

REGULAR AGENDA

1. Mr. Arie Mann, 4208 Brunswick Avenue North, appeared before the City Council to discuss parking on commercial property located at 6024, 6028, 6032 and 6036 - 42nd Avenue North. *Others appearing and heard were: Ross Laormine of the Plumbery and Bruce Johnson, 4204 Brunswick Avenue North.*

I/S to declare a moratorium for 2 weeks to allow staff and the Council to look at the site.

Motion Carried

2. Mr. Bill Morris of Decision Resources, Inc. appeared before the City Council to discuss the Community Survey.

3. The City Council considered Hennepin Recycling Group Rules and Policies.

Moved by Councilmember M and seconded by Councilmember I to
(approve) (deny) (continue until _____ the
discussion of) Hennepin Recycling Group Rules and Policies as
submitted by the Hennepin Recycling Group.

Motion Carried.

Curbside Collection Service

4. The City Council considered the First Reading of an amendment to the City garbage ordinance addressing backyard composting requirements.

Moved by Councilmember C and seconded by Councilmember J to adopt the following ordinance:

ORDINANCE NO. 90-

AN ORDINANCE RELATING TO PUBLIC HEALTH: COMPOSTING:
AMENDING CRYSTAL CITY CODE, SUBSECTION 605.01:
AMENDING CRYSTAL CITY CODE, SECTION 605
BY ADDING A SUBSECTION

and further, that the second and final reading be held on September 4, 1990.

Motion Carried.

5. The City Council considered a resolution authorizing Negotiation Agreement with Paster Enterprises.

Moved by Councilmember I and seconded by Councilmember C to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 90-49

RESOLUTION AUTHORIZING A NEGOTIATION AGREEMENT
WITH PASTER ENTERPRISES, INCORPORATED

By roll call and voting aye: C, M, I, G, J,
H; voting no: , , , ; absent, not
voting: L

Motion carried, resolution declared adopted.

*Recess - 8:15 p.m.
Resume - 8:25 p.m.*

6. The City Council considered approval of final plat of Roman Addition, located at 6922 Dudley Avenue North as submitted by Duane Roman.

Moved by Councilmember M and seconded by Councilmember I to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 90-50

RESOLUTION APPROVING PLAT
ROMAN ADDITION

By roll call and voting aye: C, M, I, G, J,
H, -; voting no: -, -, -, -; absent, not
voting: L.

Motion carried, resolution declared adopted.

7. The City Council considered issuance of a building permit to build an airplane hangar on Lot 74B, Crystal Airport, as requested by Dean R. Johnson.

Moved by Councilmember M and seconded by Councilmember G to ~~(approve)~~ (deny) (continue until _____ the discussion of) the authorization to issue a building permit for a 40' x 168' airplane hangar on Lot 74B, Crystal Airport, subject to standard procedure, as recommended by the Planning Commission.

Motion Carried.

8. The City Council considered the Second Reading of an ordinance rezoning property, a conditional use permit to allow auto sales in a B-3 zoning, and site improvement agreement for 6048 and 6058 Lakeland Avenue North. *Daniel Pearson, applicant, appeared and was heard.*

- A. Moved by Councilmember I and seconded by Councilmember G to adopt the following ordinance:

ORDINANCE NO. 90- 17

AN ORDINANCE RELATING TO ZONING: CHANGING THE
USE CLASSIFICATION OF CERTAIN LANDS

and further, that this be the second and final reading.

Motion Carried.

- B. Moved by Councilmember C and seconded by Councilmember J to (approve) (deny) (continue until _____ the discussion of) conditional use permit to allow auto sales in a B-3 District (Section 515.35, Subd. g) at 6048-6058 Lakeland Avenue North, as requested by Daniel Pearson.

Motion Carried.

*not to include future parking
and future showroom as noted
on the site plan,*

- C. Moved by Councilmember I and seconded by Councilmember M to (approve) (deny) (continue until _____ the discussion of) site improvement agreement, for 6048 and 6058 Lakeland Avenue North.

Motion Carried.

to include rock drain field

Recess 9 p.m. - Reconvened 9:07 p.m.

9. The City Council considered the First Reading of an ordinance to vacate a portion of the drainage and utility easement at 6605 - 45th Place North as requested by Joel Norling.

Moved by Councilmember I and seconded by Councilmember J to adopt the following ordinance:

ORDINANCE NO. 90-

AN ORDINANCE VACATING A PORTION OF
A CERTAIN DRAINAGE AND UTILITY EASEMENT

and further, that the second and final reading be held on September 4, 1990.

Motion Carried.

10. The City Council considered a Charitable Gambling license for Minnesota Therapeutic Camp, Inc. at Nicklow's, 3516 Lilac Drive North.

Moved by Councilmember G and seconded by Councilmember C to (approve) (deny) (continue until _____ the discussion of) a Charitable Gambling license for Minnesota Therapeutic Camp, Inc. at Nicklow's, 3516 Lilac Drive North.

Motion Carried.

11. The City Council considered a solicitor's permit for Clean Water Action, 326 Hennepin Avenue E., Minneapolis, to solicit in Crystal from August 22 through September 30, 1990.

G/J to table consideration of a solicitor's permit for Clean Water Action until outstanding warrants on the applicant as determined by the police investigation are paid.

Moved by Councilmember ~~_____~~ and seconded by Councilmember ~~_____~~ to (approve) (deny) (continue until _____ the discussion of) authorization to issue a solicitor's permit for Clean Water Action, 326 Hennepin Avenue E., Minneapolis, to solicit in Crystal from August 22 through September 30, 1990.

Motion Carried.

12. The City Council considered the extension of the transient merchant license of Jones R. Losen, 613 N.E. 3rd, Little Falls, Minnesota, to sell sweet corn at Jack's Superette, 7200 Bass Lake Road, to include August 23, 24, 25, 26, 1990.

Moved by Councilmember C and seconded by Councilmember I to (approve) (deny) (continue until _____ the discussion of) authorization to extend the transient merchant license of Jones R. Losen, 613 N.E. 3rd, Little Falls, Minnesota, to sell sweet corn at Jack's Superette, 7200 Bass Lake Road, to include August 23, 24, 25, 26, 1990.

Motion Carried.

13. The City Council considered the Second Reading of an amendment to the lawful gambling ordinance to conform with State law.

Councilmembers advised staff that Mr. Losen is in violation of the sign ordinance and gave direction to correct the violation.
M/I to postpone the second reading of an amendment to the lawful gambling ordinance until the Sept. 4, 1990 City Council meeting to allow the City Attorney time to review concerns of the Council.
Motion Carried

Moved by Councilmember _____ and seconded by Councilmember _____ to adopt the following ordinance:

ORDINANCE NO. 90-

AN ORDINANCE RELATING TO LAWFUL GAMBLING:
AMENDING CRYSTAL CITY CODE BY ADDING
A SECTION: REREALING CRYSTAL CITY
CODE SUBSECTION 1100.19

and further, that this be the second and final reading.

Motion Carried.

14. The City Council considered the acceptance of site improvements and release of surety for U.S. West expansion at 4700 Welcome Avenue North.

Moved by Councilmember J and seconded by Councilmember M to (accept) (deny) (continue until _____ the discussion of) site improvements for U.S. West expansion at 4700 Welcome Avenue North, subject to guaranty provisions of the agreement, effective this date, and that surety in the amount of \$1,350 be released, subject to said guarantee, as recommended by the City Engineer.

Motion Carried.

15. The City Council considered a Resolution Adopting Proposed Budget and Levying Proposed Taxes for Certification to the County Auditor and to set a public hearing for the proposed 1991 City of Crystal Budget.

- A. Moved by Councilmember J and seconded by Councilmember G to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 90-51

RESOLUTION ADOPTING PROPOSED BUDGET AND LEVYING
PROPOSED TAXES FOR CERTIFICATION TO THE
COUNTY AUDITOR

By roll call and voting aye: C, M, I, G, J,
H, -; voting no: -, -, -, -; absent, not
voting: L.

Motion carried, resolution declared adopted.

- B. Moved by Councilmember G and seconded by Councilmember M to set 7:00 p.m., or as soon thereafter as the matter may be heard, December 10, 1990 as the date and time for a public hearing to consider the proposed 1991 City of Crystal Budget and to set 7:00 p.m., or as soon thereafter as the matter may be heard, December 18, 1990 as a continuation date of the Public Hearing if addition time is required.

Motion Carried.

16. The City Council considered a Resolution Amending the 1990 Adopted City of Crystal Budget due to state aid reductions.

Moved by Councilmember I and seconded by Councilmember M to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 90-52

RESOLUTION AMENDING THE 1990 GENERAL FUND BUDGET
DUE TO REDUCTION OF STATE AID

By roll call and voting aye: C, M, I, G, J,
H, -; voting no: -, -, -, -; absent, not
voting: -, -.

Motion carried, resolution declared adopted.

17. The City Council considered the allocation of funds from the Contingency Reserve for storm damage to City owned trees.

Moved by Councilmember I and seconded by Councilmember M to ~~(approve)~~ (deny) (continue until _____ the discussion of) the allocation of \$3,107 from the Contingency Reserve Fund to cover the cost of damage to City trees caused by the June 21 and July 8, 1990 storms.

Motion Carried.

18. The City Council considered the labor agreement contract between the City of Crystal and Law Enforcement Labor Services, Inc., Local #44.

Moved by Councilmember J and seconded by Councilmember M to ~~(approve)~~ (deny) (continue until _____ the discussion of) labor agreement contract between the City of Crystal and Law Enforcement Labor Services, Inc., Local #44, effective January 1, 1990 through December 31, 1990, *and further, that the Mayor + City Manager be authorized to sign such agreement.* Motion Carried.

19. The City Council discussed the League of Minnesota Cities' regional meeting to be held Wednesday, September 12, 1990 at Oak Glen Country Club, 1599 McKusick Road, Stillwater.

20. The City Council considered a resolution relating to City participation in a Narcotics Control Program.

I/J to adopt the following resolution, the reading

OPEN FORUM

Resolution No. 90-53

A Resolution Relating to City
Participation In Narcotics Control Program

Roll Call: Aye: C, M, I, G, J, H; absent: L

Motion carried, R.D.A

INFORMAL DISCUSSION AND ANNOUNCEMENTS

Letter received by Councilmembers re: disturbances at 2 Crystal addresses
No. Metro Golf Outing

Letter from Realtor re: Housing Maintenance Code

Antique Car Run reminder

Work Session (8-28-90) reminder

Crystal Airport pancake breakfast

Houston Conference Registration reminder

Request for conference expense update.

Moved by Councilmember J and seconded by Councilmember I to
approve the list of license applications.

Motion Carried.

Moved by Councilmember J and seconded by Councilmember I to
adjourn the meeting.

Motion Carried.

Meeting adjourned at 9:50 p.m.

APPLICATIONS FOR LICENSE
August 21, 1990

GAS FITTER'S LICENSE - \$30.25

Air Mechanical, Inc., 345 157th Ave. NE, Anoka, MN 55304

PLUMBER'S LICENSE - \$30.25

Robillard Plumbing, 6683 Cardinal Circle, Maple Grove, MN 55369
Nieman Plumbing, 875 Kuntz Drive, Maple Plain, MN 55359

REFUSE HAULER - (\$50.00 Co. Lic. + \$25.00 each vehicle)

Robbinsdale Transfer, Brooklyn Center, MN

WINE AND BEER IN PARK/COMMUNITY CENTER

Lawrence Richard Thompson, 3450 Welcome Avenue North - Bassett Creek Park
on August 22 from 4 to 9 p.m. for a get-together with friends.

Lloyd Rachor, 4318 Brunswick Avenue North - Community Center
on October 6 from 9 to 12 p.m. for a wedding reception.

Orval Aland, 5720 W. Broadway - Community Center on
October 27, 1990 from 2 to 5 p.m. for a 50th Anniversary.

Sent with Agenda packets on August 17, 1990:

Letter from Richard Jordan dated 8-15-90 re: donation to the City.

Minutes of the 8-7-90 City Council meeting.

Letter from Charter Commission Chair; ordinance amending City Charter.

Letter from Arie Mann dated 8-13-90 re: Parking at our commercial premises.

Excerpt from Council minutes of 12-5-78 re: Resolution No. 78-79 ("no parking" zone on Brunswick Avenue North).

Memo from Recycling Coordinator dated 8-9-90 re: Henn. Recycling Group Curbside Collection Service Rules and Policies; copy of rules and policies.

Memo from Recycling Coordinator dated 7-20-90 re: Ordinance Amendment relating to composting regulations; Letter from City Attorney dated 8-10-90; copy of draft ordinance.

Memo from Supervising Sanitarian re: composting ordinance proposal.

Memo from Asst. City Mgr./Comm. Development Director dated 8-14-90 re: development agreement with Paster Enterprises.

Memo from Bldg. Inspector dated 8-15-90 re: final plat of 6922 Dudley Ave. N., Roman Addition; resolution approving plat.

Memo from Bldg. Inspector dated 8-15-90 re: Airport Lot 74B (hangar).

Memo from Bldg. Inspector dated 8-15-90 re: rezoning and conditional use permit for 6048 Lakeland Ave. N. & 6058 Lakeland Ave. N.; Agreement.

Memo from Bldg. Inspector dated 8-15-90 re: Vacation of utility & drainage easement at 6605 - 45th Place North.

Memo from City Clerk dated 8-16-90 re: Solicitor's Permit for Clean Water Action; memo from Police Chief dated 8-3-90; permit application.

Letter from Jones R. Losen re: extension of transient merchants license to include 8-23, 24, 25 & 26, 1990 to sell sweet corn at Jack's Superette.

Letter from City Attorney dated 8-13-90 re: Lawful Gambling Ordinance; draft ordinance; copy of letter from City Attorney dated 8-15-90 re: Gambling Ordinance; draft ordinance.

Memo from City Engr. dated 8-15-90 re: site improvements at 4700 Welcome Avenue.

Memo from Finance Dept. dated 8-14-90 re: compliance with Truth-In-Taxation; copy of resolution.

Memo from Finance Dept. dated 8-14-90 re: Effect of Local Government Aid Reductions; copy of resolution.

Memo from Asst. Finance Director dated 8-7-90 re: Storm damage to City trees; Memo from City Forester dated 8-2-90 re: storm damage payments; copies of invoices from Tim's Tree Service.

Memo from Asst. Mgr. dated 8-17-90 re: Labor Agreement between City and Police Officers Local #44; copy of contract.

Letter from City of Stillwater dated 7-30-90 re: LMC regional mtg. on 9-12-90.

Resolution relating to City participation in Narcotics Control Program.

Letter from Mpls. Area Assoc. of Realtors dated 8-15-90 re: housing inspections at time of sale.

Flyer re: 4th Annual New London to New Brighton Antique Car Run.

Letter from MN Dept. of Gaming dated 8-10-90 re: License expiration of Celebrity Bowl at Doyle's.

Crystal Planning Comm. minutes of 8-13-90.

Letter from Church of All Saints dated 8-9-90 re: charitable gambling application of Hartinger Foundation at the Paddock.

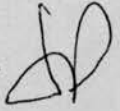
Memo from Finance Dept., dated 8-15-90 re: Monthly Budget Report - July 1990.

Letter from City Attorney dated 8-13-90 re: serving as prosecuting attorney for the City.

TH 610 News Flash from North Metro Mayors Assoc. dated 8-17-90 re: RALF loan for TH 610 EIS.

Barbara

Memorandum

DATE: August 17, 1990
TO: Mayor and Council
FROM: Jerry Dulgar, City Manager 
SUBJECT: Preliminary Agenda for the August 21, 1990 Council Meeting

Acknowledgement of a \$2,500 donation to the City of Crystal from Ray Jordan & Sons, Inc., 1985 - 105th Avenue N.E. You will recall that several months ago the Council agreed to buy some property adjacent to Bassett Creek Park from the Jordans. That sale has finally been completed. Part of the deal is that the Jordans would donate \$2,500 of the value of the property to the City. The deal is completed and Bill has sent them the attached letter thanking them for their donation. I think that the Council should recognize the donation too.

Public Hearings

Public hearing at which time the City Council will consider a recommendation from the Crystal City Charter Commission for an amendment to the Crystal City Charter relating to the Civil Service Commission. Notice has been properly published of this and all City employees have received information that this is happening. I have no other information or input from anybody relative to the proposed change.

Regular Agenda:

1. Appearance by Arie Mann, 4208 Brunswick Avenue North, to discuss parking on commercial property located at 6024, 6028, 6032 and 6036 - 42nd Avenue North. The Police Department recently informed Mr. Mann's tenants from these buildings that they were improperly parking in the setback area in front of these buildings. In effect they are parking in the front yard blacktop area. On many occasions they have to jump the curb to get onto the area or to get back out of the area. Quite often they are parking adjacent to a fire hydrant and making it unusable by the Fire Department. Mr. Mann has indicated to us that he was given permission to do this. He has told us different times and so forth. We have searched years of the Council minutes and find no record of him ever having been given permission. We also talked to Councilmember Irving and he has no recollection of permission being given for people to park there. Mr. Mann wants to appear and appeal to the Council to let him or his tenants park on the setback area. I would strongly advise against this. If we are going to do this I don't know why we don't let everybody in town park in their front yards. We are continually giving people warnings and tags for doing that very thing.

2. Appearance of Bill Morris of Decision Resources, Inc. to discuss the Community Survey. Dr. Morris will be present and prepared to answer your questions relative to the survey.

5. Consideration of a resolution authorizing Negotiation Agreement with Paster Enterprises. This agreement is for the northeast corner of Broadway and Bass Lake Road. The property owners in the area have been notified that we're planning to negotiate this agreement. If we have any input from them before the meeting we will provide that for the Council.

11. Consideration of a solicitor's permit for Clean Water Action, 326 Hennepin Avenue E., Minneapolis, to solicit in Crystal from August 22 through September 30, 1990. The Police Chief has indicated that the applicant for the permit has numerous outstanding warrants. Jim doesn't think that we should approve the permit until those are satisfied. I would agree with him and if we find out they are satisfied before the meeting we'll so inform you.

13. Consideration of the Second Reading of an Ordinance Amending the Lawful Gambling Ordinance to Conform With State Law. We were informed during this past week by one of the local gambling organizations that this State law doesn't take effect until January 1. The information we have is that it takes effect August 1. Maybe Dave can clarify that for the Council at the meeting or hopefully we can get better information before then.

15. Consideration of a Resolution Adopting Proposed Budget and Levying Proposed Taxes for Certification to the County Auditor and to set public hearing for proposed 1991 budget. Under the new law we are required this time to adopt a proposed levy. The levy we are recommending here is the absolute maximum we could levy. After the Council gets done with the budget, we can alter this number and reduce it if the Council deems it appropriate. I would recommend that we go ahead and adopt the resolution.

16. Consideration of a Resolution Amending the 1990 Adopted Budget due to state aid reductions. Attached please find a memo from the Finance Department relative to this. I concur with their recommendations.

17. Consideration of the allocation of funds from the Contingency Reserve for storm damage to City owned trees. We have had considerable damage to trees in some of the City parks from a couple of wind storms that we have had in the last couple of months. It has cost us a fair amount of money to have that material removed, some of the trees removed, and to dispose of it. We did not have money budgeted anywhere for this and we are asking the Council to allocate funds to take care of this out of the Contingency Reserve.

18. Consideration of the labor agreement contract between the City of Crystal and Law Enforcement Labor Services, Inc. Local #44. This is for our police patrol. The contract has very few changes in it, primarily a 4 percent salary increase, going to \$220 on family coverage for health and life insurance and that is the same as all other City employees have already received. The only other item is a cap on the severance portion of their sick leave. At present time they can accumulate sick hours to any amount and they get 33 1/3 percent of that for severance. The new contract will call for the sick leave hours being capped at 960 hours and they will get 40 percent of those for severance. I'd recommend that the Council approve the contract.

19. Discussion relating to the League of Minnesota Cities' regional meeting on Wednesday, September 12, 1990 at Oak Glen Country Club, 1599 McKusick Road, Stillwater. I plan on attending the meeting. If anybody else plans to, please let us know and we'll send the registration in.

Have a great weekend. See you on Tuesday if not before.

JD/js

P.S. The Police Department is still waiting for a report from the Gambling Board on item #10. If received it will be put into the packets on Tuesday otherwise pulled from the Agenda.

COUNCIL AGENDA - SUMMARY

COUNCIL MEETING OF
August 21, 1990

Call to order

Roll call

Pledge of Allegiance to the Flag

Acknowledgement of a \$2,500 donation to the City of Crystal from Ray Jordan & Sons, Inc., 1985 - 105th Avenue N.E.

Approval of the minutes of the regular meeting of August 7, 1990.

Public Hearings

1. Public hearing at which time the City Council will consider a recommendation from the Crystal City Charter Commission for an amendment to the Crystal City Charter relating to the Civil Service Commission.

Regular Agenda Items

1. Appearance by Arie Mann, 4208 Brunswick Avenue North, to discuss parking on commercial property located at 6024, 6028, 6032 and 6036 - 42nd Avenue North.
2. Appearance of Bill Morris of Decision Resources, Inc. to discuss the Community Survey.
3. Consideration of Hennepin Recycling Group Rules and Policies.
4. Consideration of First Reading of an Ordinance Amending the City Garbage Ordinance Addressing Backyard Composting Requirements.
5. Consideration of a resolution authorizing Negotiation Agreement with Paster Enterprises.
6. Consideration of the approval of final plat of Roman Addition, located at 6922 Dudley Avenue North as submitted by Duane Roman.
7. Consideration of authorization to issue a building permit to build a 40' x 168' airplane hangar on Lot 74B, Crystal Airport, as requested by Dean R. Johnson.

- 8a. Consideration of the Second Reading of the Ordinance to Rezone Property at 6048 and 6058 Lakeland Avenue North.
- 8b. Consideration of a request for a conditional use permit to allow auto sales in a B-3 zoning at 6048-6058 Lakeland Avenue North.
- 8c. Consideration of site improvement agreement for 6048 and 6058 Lakeland Avenue North.
9. Consideration of First Reading of an Ordinance to Vacate a Portion of the Drainage and Utility Easement at 6605 - 45th Place North as requested by Joel Norling.
10. Consideration of a Charitable Gambling license for Minnesota Therapeutic Camp, Inc. at Nicklow's, 3516 Lilac Drive North.
11. Consideration of a solicitor's permit for Clean Water Action, 326 Hennepin Avenue E., Minneapolis, to solicit in Crystal from August 22 through September 30, 1990.
12. Consideration of the extension of the transient merchant license for Jones R. Losen, 613 N.E. 3rd, Little Falls, Minnesota, to sell sweet corn at Jack's Superette, 7200 Bass Lake Road, to include August 23, 24, 25, 26, 1990.
13. Consideration of the Second Reading of an Ordinance Amending the Lawful Gambling Ordinance to Conform With State Law.
14. Consideration of accepting site improvements and release of surety for U.S. West expansion at 4700 Welcome Avenue North.
15. Consideration of a Resolution Adopting Proposed Budget and Levying Proposed Taxes for Certification to the County Auditor and to set public hearing for proposed 1991 budget.
16. Consideration of a Resolution Amending the 1990 Adopted Budget due to state aid reductions.
17. Consideration of the allocation of funds from the Contingency Reserve for storm damage to City owned trees.

18. Consideration of the labor agreement contract between the City of Crystal and Law Enforcement Labor Services, Inc. Local #44.
19. Discussion relating to the League of Minnesota Cities' regional meeting on Wednesday, September 12, 1990 at Oak Glen Country Club, 1599 McKusick Road, Stillwater.

Open Forum

Informal Discussion and Announcements

Licenses

Adjournment

APPLICATIONS FOR LICENSE
August 21, 1990

GAS FITTER'S LICENSE - \$30.25

Air Mechanical, Inc., 345 157th Ave. NE, Anoka, MN 55304

PLUMBER'S LICENSE - \$30.25

Robillard Plumbing, 6683 Cardinal Circle, Maple Grove, MN 55369
Nieman Plumbing, 875 Kuntz Drive, Maple Plain, MN 55359

REFUSE HAULER - (\$50.00 Co. Lic. + \$25.00 each vehicle)

Robbinsdale Transfer, Brooklyn Center, MN

WINE AND BEER IN PARK/COMMUNITY CENTER

Lawrence Richard Thompson, 3450 Welcome Avenue North - Bassett Creek Park
on August 22 from 4 to 9 p.m. for a get-together with friends.

Lloyd Rachor, 4318 Brunswick Avenue North - Community Center
on October 6 from 9 to 12 p.m. for a wedding reception.

Orval Aland, 5720 W. Broadway - Community Center on
October 27, 1990 from 2 to 5 p.m. for a 50th Anniversary.



4141 Douglas Drive North • Crystal, MN 55422-1696 • 537-8421

ADMINISTRATIVE OFFICE

August 15, 1990

Mr. Richard Jordan
Ray Jordan & Sons, Inc.
1985 - 105th Ave. NE.
Minneapolis, MN 55434

Dear Mr. Jordan:

Thank you for your \$2,500 donation to the City of Crystal. In this period of tight budgets, your generous gift is of special importance and much appreciated. A receipt for the donation is attached.

Thank you again.

Sincerely,

William Monk
City Engineer

WM/mb

Encl.

cc: Jerry Dulgar, City Manager ✓

August 7, 1990

page 637

Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on August 7, 1990 at 7:00 P.M., at 4141 Douglas Drive, Crystal, Minnesota.

The Secretary of the Council called the roll and the following were present: Moravec (arrived at 8:55 p.m.), Irving, Grimes, Herbes, Langsdorf (arrived at 7:15 p.m.), Joselyn. Absent was: Carlson. Also in attendance were the following staff members: Jerry Dulgar, City Manager; John Olson, Assistant City Manager; Dave Kennedy, City Attorney; William Monk, Public Works Director; Bill Barber, Building Inspector; Darlene George, City Clerk; Julie Jones, Redevelopment Coordinator; Ed Brandeen, Park & Recreation Director.

The Mayor led the Council and the audience in the Pledge of Allegiance to the Flag.

The Mayor recognized donations from the Crystal Lions Club in the amount of \$1,500 to the Crystal D.A.R.E. Program and in the amount of \$600 to the Crystal Fire Department to be used towards the purchase of fire equipment.

The City Council considered the minutes of the Regular City Council meeting of July 17, 1990.

Moved by Councilmember Irving and seconded by Councilmember Grimes to approve the minutes of the Regular City Council meeting of July 17, 1990.

Motion Carried.

The City Council considered the following items on the Consent Agenda:

1. Consideration of an itinerant food establishment license for Annies Candy at the Crystal Frolics for July 27 through July 29, 1990.
2. Consideration of the designation of election judges and polling locations for the September 11, 1990 Primary Election, as submitted in a list by the City Clerk.
3. Consideration of a request from Knights of Columbus, 4947 West Broadway, for a one-day temporary on-sale liquor license to be used by the Ladies' Auxiliary during their style show to be held October 23, 1990 and a request for waiver of the fee.
4. Consideration of an application for liquor and beer at Becker Park for a 75th birthday celebration on August 11, 1990 from 12 to 5 p.m. as requested by Janet Ehrich, 3561 English Street, Vadnais Heights, Minnesota.
5. Consideration of an application for liquor and beer at Crystal Community Center for a wedding reception on September 1, 1990

August 7, 1990

page 638

from 6-12 p.m., as requested by Robert G. Gerber, 8400 - 27th Place North.

6. Consideration of an application for liquor and beer at the Crystal Community Center for a wedding reception on August 18, 1990 from 12 noon to 12 midnight, as requested by Raymond Dahl/Krise Dahl, 6914 - 50th Avenue North.
7. Consideration of an application for liquor and beer at Iron Horse Park for a family and friend gathering on September 8, 1990 from 11 a.m. to 3 p.m., as requested by Jim Leseman, 5318 Hampshire Avenue North.
8. Consideration of the resignation letter of John Neznik from the Economic Development Authority Advisory Commission dated 7-17-90.
9. Recognition of Dave Ricker and Dan Drake being named Employee of the Month for the months of July and August respectively.

Moved by Councilmember Grimes and seconded by Councilmember Irving to approve the Consent Agenda.

Motion Carried.

The City Council considered the following items on the Regular Agenda:

1. The City Council continued consideration of a charitable gambling license application for 494 Ministry, 10800 Lyndale Avenue South, at Doyle's Bowling and Lounge, Inc., 5000 West Broadway from the July 3, 1990 City Council meeting. Stan Babel, 4618 Parkridge Drive, Eagan, appeared and was heard.

Moved by Councilmember Grimes and seconded by Councilmember Irving to deny the charitable gambling license application for 494 Ministry, 10800 Lyndale Avenue South, at Doyle's Bowling and Lounge, Inc., 5000 West Broadway, based on the police investigation.

Motion Carried.

2. The City Council considered a lawful gambling license application from Hartinger Foundation, 6101 Dupont Avenue North, at the Paddock Bar, 5540 Lakeland Avenue North. Joe Hartinger, 6101 Dupont Avenue North, appeared and was heard.

Moved by Councilmember Joselyn and seconded by Councilmember Langsdorf to deny a lawful gambling license for Hartinger Foundation, 6101 Dupont Avenue North, at the Paddock Bar, 5540 Lakeland Avenue North. After further discussion Councilmember Joselyn withdrew his motion.

Moved by Councilmember Joselyn and seconded by Councilmember Langsdorf to continue until August 21, 1990 the discussion of a lawful gambling license application from Hartinger

August 7, 1990

page 639

Foundation, 6101 Dupont Avenue North, at the Paddock Bar, 5540 Lakeland Avenue North.

Motion Carried.

3. The City Council considered a grading permit application and easement acquisition approval for property at 6427 - 41st Avenue North.

Moved by Councilmember Irving and seconded by Councilmember Grimes to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 90-46A

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
AND ACQUISITION OF REAL PROPERTY

By roll call and voting aye: Irving, Grimes, Herbes, Langsdorf, Joselyn; absent, not voting: Carlson, Moravec. Motion carried, resolution declared adopted.

Moved by Councilmember Irving and seconded by Councilmember Langsdorf to continue discussion of a grading permit for property at 6427 - 41st Avenue North when the owner submits a more detailed plan for grading to be done on the property.

Motion Carried.

The Mayor called a recess at 8:02 p.m. and the meeting was reconvened at 8:14 p.m.

4. Mr. Dan Pearson appeared before the City Council requesting reconsideration of rezoning of property at 6048 and 6058 Lakeland Avenue North.

Moved by Councilmember Joselyn and seconded by Councilmember Langsdorf to reconsider rezoning of property at 6048 and 6058 Lakeland Avenue North.

Motion Carried.

Those appearing and heard were: applicants Dan and Debbie Pearson; Elwyn Krattenmaker, 6057 Florida Avenue North; Jack Durant, 5649 Maryland Avenue North; Ken Holker, Dan Pearson's attorney.

Moved by Councilmember Joselyn and seconded by Councilmember Langsdorf to adopt the following ordinance:

ORDINANCE NO. 90-

AN ORDINANCE RELATING TO ZONING:
CHANGING THE USE CLASSIFICATION OF
CERTAIN LANDS

August 7, 1990

page 640

and further, that the second and final reading be held on August 21, 1990.

Motion Carried.

5. The City Council considered a variance request to the sign ordinance for Becker Park Shelter, 6225 - 56th Avenue North, as submitted by Ed Brandeen, Park and Recreation Director.

Moved by Councilmember Langsdorf and seconded by Councilmember Irving to approve variance to the sign ordinance for Becker Park Shelter, 6225 - 56th Avenue North to allow a sign made of combustible material, with waiver of the variance fee.

Motion Carried.

The Mayor called a recess at 8:50 p.m. and the meeting was reconvened at 8:59 p.m. Councilmember Moravec arrived at 8:55 p.m.

6. The City Council considered a bingo hall license application for Knights of Columbus Hall, 4947 West Broadway.

Moved by Councilmember Irving and seconded by Councilmember Grimes to approve a bingo hall license application for Knights of Columbus Hall, 4947 West Broadway.

Motion Carried.

7. The City Council considered a Subrecipient Agreement with Hennepin County for administration of Community Development Block Grant (CDBG) Programs.

Moved by Councilmember Langsdorf and seconded by Councilmember Grimes to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 90-47

RESOLUTION AUTHORIZING SUBRECIPIENT AGREEMENT
WITH HENNEPIN COUNTY FOR CDBG YEAR XVI

By roll call and voting aye: Moravec, Irving, Grimes, Langsdorf, Joselyn, Herbes; absent, not voting: Carlson.

Motion carried, resolution declared adopted.

8. The City Council considered Second Reading of an Ordinance to vacate drainage and utility easement at 5200 Douglas Drive.

Moved by Councilmember Irving and seconded by Councilmember Grimes to adopt the following ordinance:

ORDINANCE NO. 90-16

AN ORDINANCE VACATING A
CERTAIN DRAINAGE AND UTILITY EASEMENT

August 7, 1990

page 641

and further, that this be the second and final reading.

Motion Carried.

9. The City Council considered a feasibility study for a municipal golf course and a Nature Interpretative Center. Those appearing and heard were: Bill Gentry, Park & Recreation Advisory Commission; Liz Reid, Park & Recreation Advisory Commission; Ed Brandeen, Park & Recreation Director.

It was the consensus of the Council to delay action until budget discussions are held.

10. The City Council considered a resolution approving use of State Aid street funds for off-system improvements on Medicine Lake Road.

Moved by Councilmember Irving and seconded by Councilmember Moravec to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 90-48

RESOLUTION AUTHORIZING USE OF OFF-SYSTEM
STATE AID STREET FUNDS FOR MEDICINE LAKE ROAD PROJECT

By roll call and voting aye: Moravec, Irving, Grimes, Langsdorf, Joselyn, Herbes; absent, not voting: Carlson.
Motion carried, resolution declared adopted.

11. The City Council considered the First Reading of an Ordinance Amending the Lawful Gambling Ordinance to Conform with State Law.

Moved by Councilmember Moravec and seconded by Councilmember Irving to adopt the following ordinance:

ORDINANCE NO. 90-

AN ORDINANCE RELATING TO LAWFUL GAMBLING;
AMENDING CRYSTAL CITY CODE BY ADDING A SECTION:
REPEALING CRYSTAL CITY CODE SUBSECTION 1100.19

and further, that the second and final reading be held on August 21, 1990.

Motion Carried.

12. The City Council reviewed the community survey questions. Staff was directed to have the consultant attend the August 21, 1990 City Council meeting to address concerns of the Council.
13. The City Council discussed a date for a work session to discuss rental licensing code and various other items.

August 7, 1990

page 642

Moved by Councilmember Grimes and seconded by Councilmember Joselyn to set 7 p.m. on August 28, 1990, as the date and time for a City Council Work Session to discuss rental licensing code and various other items.

Motion Carried.

14. The City Council discussed the improvement proposals within Memory Lane Pond Watershed.
15. The City Council considered a request from The Paddock Bar & Lounge, 5540 Lakeland Avenue North, to have a beer bust and corn feed in the parking lot on August 18, 1990 from noon to 3 p.m.

Moved by Councilmember Irving and seconded by Councilmember Langsdorf to approve the request from Steve Hardinger of The Paddock Bar & Lounge, 5540 Lakeland Avenue North, to have a beer bust and corn feed in the parking lot on August 18, 1990 from noon to 3 p.m., extending limits, relating to the on-sale liquor license of The Paddock Bar & Lounge, of the licensed premises to include the parking lot for one day on August 18, 1990.

Motion Carried.

16. The City Council considered a request from the Commander of the VFW Post 494, 5222 - 56th Avenue North, to have an annual corn feed on Sunday, August 12, 1990 from noon to 5 p.m.

Moved by Councilmember Moravec and seconded by Councilmember Irving to approve the request from VFW Post 494, 5222 - 56th Avenue North, to hold an annual corn feed on Sunday, August 12, 1990 from noon to 5 p.m., extending limits, relating to the on-sale liquor license of VFW Post 494, of the licensed premises to include the parking lot at the VFW Post 494 for one day on August 12, 1990.

Motion Carried.

Moved by Councilmember Langsdorf and seconded by Councilmember Moravec to approve the list of license applications as submitted by the City Clerk to the City Council, with the addition of itinerant food establishment licenses for Paddock Bar and Lounge, 5540 Lakeland Avenue North, on August 18, 1990 and V.F.W. Post #494, 5222 - 56th Avenue North, on August 12, 1990, a list of which is on file in the office of the City Clerk, and further, that such list be incorporated into and made a part of this motion as though set forth in full herein.

Motion Carried.

Moved by Councilmember Irving and seconded by Councilmember Langsdorf to adjourn the meeting.

Motion Carried.

August 7, 1990

page 643

Meeting adjourned at 10:45 p.m.

Mayor

ATTEST:

City Clerk



4141 Douglas Drive North • Crystal, MN 55422-1696 • 537-8421

ADMINISTRATIVE OFFICE

CHARTER COMMISSION

Mayor Herbes and
Members of the City Council
4141 Douglas Drive North
Crystal, Minnesota 55422

Dear Mayor Herbes and Councilmembers:

For the past year the Crystal Charter Commission has been studying the role of the Crystal Civil Service Commission in the personnel administration system of the City. The Commission has heard testimony from the Civil Service Commission (Art Cunningham and Marty Gates) and City staff on the matter and has reviewed the practice in other cities.

The consensus of the Commission and the Civil Service Commission members is that the City would be better served by a personnel merit system set up by ordinance combined with an independent review board to deal with non-union employee grievances after normal grievance procedures had been exhausted. This can be accomplished by a charter amendment and the enactment of the necessary ordinances establishing the merit system and the Employee Review Board.

The Commission recommends the adoption of the Charter Amendment Ordinance and submits the draft Employee Review Board Ordinance for your consideration recognizing that its final content is a matter of Council judgment. I should point out, too, that if the transition from Civil Service to Merit System is to take place a comprehensive Merit System Ordinance covering all matters of personnel administration must be adopted. The Charter Commission would be pleased to participate in the preparation of that ordinance in any way the Council wishes.

I. General Comments.

In general, the Commission proposes (i) amendment of the City Charter by deleting all references to the Civil Service Commission, (ii) abolishing the Civil Service Commission, (iii) requiring the establishment of an Employee Review Board by ordinance, and (iv) the adoption by the City Council of an ordinance establishing the Board and prescribing its membership and power and duties. The proposal also contemplates that the City would by ordinance adopt a comprehensive personnel merit system governing all matters of personnel administration including hiring, position classification, discipline, grievance procedures and benefits.

The sole function of the Employee Review Board would be to provide an independent review of non-union employee grievances that had proceeded through the complete grievance procedure set up by the merit system ordinance. The Board's review would be discretionary, but if undertaken the Board's order either confirming the City Manager's final disposition of the grievance or modifying it would be final.

Also present Section 310 of the Crystal City Code relating to Civil Service would be repealed.

The timing of the entire transaction would be as follows:

1. Charter Commission submits proposed amendment to City Council with recommendations for adoption by ordinance together with recommendation for makeup of Employee Review Board in the form of an ordinance.
2. If Council concurs, Council sets public hearing on Charter amendment ordinance (two week's published notice).
3. Public hearing and adoption of Charter amendment ordinance.
4. First reading of Personnel ordinance.
5. First reading of Employee Review Board ordinance.
6. If no referendum requested on Charter amendment ordinance within 60 days of publication, ordinance becomes effective 90 days after publication.
7. Charter amendment, Personnel ordinance and Employee Review Board ordinance all become effective on the same day (i.e., 90 days after publication of Charter amendment ordinance).

II. Comments on Charter Amendment. (Exhibit I)

The Charter amendment (i) removes the references to the Civil Service Commission in Sections 2.02 and 6.02, Subdivision 3, (ii) abolishes the Civil Service Commission, and (iii) adds a section to the Charter requiring the Council to establish an employee review board by ordinance. The Charter would merely require the board's creation, specify its function (i.e., to hear and rule on non-union employee grievances after exhaustion of normal grievance procedures), and specify the appointment procedure for board members. Everything else is left to Council ordinance.

The Civil Service Commission was established pursuant to state law and can be abolished by Charter amendment. Minnesota Statutes, Section 44.16, Subdivision 2.

III. Comments on Employee Review Board Ordinance. (Exhibit II)

312.01. Name. The Commission considered a wide variety of names, but the "Employee Review Board" seemed most accurately to reflect its function.

312.02. The reference to Section 2.02 of the Charter is significant. The Charter provides that there be no independent boards and commissions except "... to perform quasi-judicial functions". The new Board would be exercising such functions.

312.03. Definitions.

Subd. 3. "Grievance" is defined in the same way as in the law, Minnesota Statutes, 179A.21, Subdivision 1 and in most labor contracts. (The reference to Section _____ is to the appropriate section in the Personnel Merit System Ordinance to be adopted.) It is probably best to leave the term this general because (i) it is a term of art in labor relations having widely understood meaning and, (ii) the only grievances that will reach the Board are those that have been determined to be appropriate under the Personnel Merit System Ordinance.

Subd. 4. "Employee" is defined to exclude the Manager, Assistant Manager and department heads, typically treated as supervisory personnel not covered by grievance procedure provisions in contract or ordinance.

312.05. Board Make-up.

Subdivision 1. The draft calls for three regular members and two alternate members of a five member board before the Charter Commission. The Manager recommends names to the Council for appointment.

Subd. 2. Appointments of regular members are for three year staggered terms. There is no limitation on reappointment. Terms are for calendar years. The alternate members are designed to cover the situation where a member may have a disqualifying interest. The by-laws of the Board should contain procedures for allowing members to voluntarily excuse themselves or for parties to raise the issue of a disqualifying interest (e.g. family relationship, business association, etc.)

Subd. 3. (i) The draft requires the Manager and the Council to try to appoint someone with dispute resolution experience. All current City officers and employees and those having left City service within one year are excluded.

312.07. The by-laws of such a Board are most important since they will in effect be the rules under which it operates, and a legally sufficient record is essential. The Council approves by-laws of all other boards and commissions.

312.09. The staff support should be a minimal expense. A tape recorded record of a hearing should be adequate. The risk of having to bear the expense of the procedure if a decision is adverse should deter both the City and the employee from incurring unnecessary expense. There will be some legal costs, since it is advisable to have an attorney present at hearings to insure a proper record.

312.11. The procedure of this section is self-explanatory. It should be noted that:

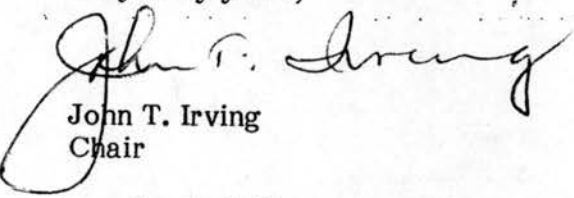
- a) The Board may decline to review a grievance. If after review of the grievance procedure followed under the Personnel ordinance the Board is convinced that the employee received full and fair treatment there seems to be no reason for further review.
- b) The board either confirms the City Manager's disposition of the matter or modifies it in whole or in part.
- c) The decision of the Board is final.

There was discussion in the Commission about appeal of the order to the District Court, but it is doubtful that such jurisdiction can be conferred either by Charter or ordinance. Judicial review is probably possible under a number of theories, but it should be kept in mind that courts would (absent some constitutional issue) review the Board's decision under a procedure called "certiorari" which in simple terms is a review of the record only to see if some basic right of the employee or the employer had been violated. A court would not substitute its judgment for the administrative body and at most would send the matter back for rehearing. Thus, it is probably not necessary to say anything in the ordinance about the matter. In any event, after both a grievance procedure under the ordinance and independent review by the Board it seems highly unlikely that either the City or the employee could successfully contend that the matter had not been given a full and fair hearing and review.

312.13. These publication requirements were suggested by the Civil Service Commission.

We hope that the Council will give favorable consideration to our recommendations. I hope you will contact me if you have any questions.

Very truly yours,



John T. Irving
Chair

cc: David J. Kennedy

CR205-5

(DJK - 4/20/90)

EXHIBIT I

ORDINANCE NO. 90-_____

AN ORDINANCE RELATING TO CITY GOVERNMENT:
AMENDING SECTIONS 2.02 AND 6.02,
SUBDIVISION 3 OF THE CITY CHARTER AND
ADDING SECTIONS TO THE CITY CHARTER

THE CITY OF CRYSTAL ORDAINS:

Section 1. Crystal City Charter, Section 2.02 is amended to read as follows:

Section 2.02. Boards and Commissions. There are no separate administrative boards or commissions except the civil service commission, if a civil service commission exists pursuant to law, and boards and commissions established for the administration of a municipal function jointly with another political subdivision. The council performs the duties and exercises the powers of administrative boards or commissions. The council may by ordinance boards or commissions to advise the council with respect to any municipal function or activity, to investigate any subject of interest to the city or to perform quasi-judicial functions.

Sec. 2. Crystal City Charter, Section 6.02, Subd. 3, is amended to read:

Subd. 3. The manager appoints on the basis of merit and fitness and subject to applicable civil service regulations, if any, officers and employees of the city except the city attorney who is appointed and removed by the city council. The manager may remove or suspend, subject to applicable civil service regulations, if any, officers and employees without the consent of the council.

Sec. 3. The Crystal City Charter is amended by adding a section to read:

Sec. 6.07. Review Board. The city council must by ordinance establish a review board to hear and rule on non-organized employee grievances as defined by the ordinance after normal grievance procedures have been completed. The membership, terms, qualifications, powers, duties and procedures of the review board must be fixed by the ordinance. Members of the board are recommended by the manager and appointed by the city council.

Sec. 4. The Crystal City Charter is amended by adding a section to read:

Sec. 12.08. Civil Service Commission. The Crystal Civil Service Commission is abolished effective _____, 1990.

Sec. 5. This ordinance is effective on _____, 1990.

Mayor

Attest:

City Clerk
CR205-5

(DJK - 4/20/90)

EXHIBIT II

ORDINANCE NO. 90-_____

AN ORDINANCE RELATING TO CITY GOVERNMENT:
ESTABLISHING AN EMPLOYEE REVIEW BOARD: AMENDING
CRYSTAL CITY CODE BY ADDING A SECTION.

THE CITY OF CRYSTAL ORDAINS:

Section 1. Crystal City Code is amended by adding a section to read:

Section 312 - Employee Review Board

312.01. Board Established. The Employee Review Board is established. The Board has the powers and duties set out in this section. The Board is established pursuant to Sections 2.02 and 6.07 of the Charter.

312.03. Definitions. Subdivision 1. For purposes of this Section the terms defined in this Subsection have the meanings given them.

Subd. 2. "Board" means the Employee Review Board.

Subd. 3. "Grievance" means a dispute or disagreement as to the interpretation or application of any term or terms of Section ____.

Subd. 4. "Employee" means a City employee other than the City Manager, the Assistant City Manager, or a department head: the term does not include an employee who is a member of a certified appropriate bargaining unit that has entered into a collective bargaining agreement with an employee organization pursuant to Minnesota Statutes, Chapter 179A.

312.05. Board: Membership. Subdivision 1. Appointment. The Board consists of three regular members and two alternate members. Members are appointed by the Council from a list of names recommended by the City Manager.

Subd. 2. Terms. Members of the Board serve for a term of three years and until their respective successors are appointed and qualify for office. Of the regular members initially appointed one is appointed for a term of one year, one is appointed for a term of two years, and one is appointed for a term of three years. Alternate members are appointed for three year terms. The term of a member expires on December 31 of the final year of a term. Vacancies on the Board are filled for the unexpired term in the same manner as original appointments are made. Members may be appointed for consecutive terms.

Subd. 3. Qualifications. Members of the Board must be residents of the City. In making appointments the Manager and the Council must give consideration to persons who are knowledgeable and experienced in the field of dispute resolution including arbitration and mediation. An officer or employee of the City may not be appointed to the Board or serve on the Board. A person who has been an elected or appointed officer or employee of the City may not be appointed to the Board until one year has elapsed since termination of that service or employment.

312.07. Organization: Meetings. The Board must adopt by-laws governing the conduct of its meetings, specifying its officers, and setting its meeting schedule. The by-laws of the Board are not effective until approved by the City Council.

312.09. Staffing: Financing. The City Manager must provide appropriate staff support including legal assistance to the Board from existing City personnel. Members of the Board serve without compensation but may be reimbursed for actual and necessary expenses in accordance with normal City policy regarding such reimbursement for other boards and commissions of the City.

312.11. Grievances: Procedures. Subdivision 1. Submission. An employee may submit a grievance to the Board subject to the provisions of this Subsection.

Subd. 2. Exhaustion of Remedies. An employee may not submit a grievance to the Board until all steps of the grievance procedure provided by Section _____ have been completed and within ten days of that completion. The grievance procedure provided in Section _____ is complete on the date that the City Manager gives written notice of the Manager's final determination of the grievance. The Board must provide in its by-laws for the form and details of a grievance submission.

Subd. 3. Review: discretion. The Board must promptly review the grievance submission. The Board may decline to review a grievance. The Board's decision not to review a grievance is final.

Subd. 4. Hearing. If the Board decides to review a grievance it may conduct hearings on the matter in the manner set forth in its by-laws. The by-laws must provide for written notice of its hearings to the City Manager and the employee. The City Manager must supply the Board with a record of compliance with the grievance procedure set forth in Section _____, together with such other information reasonably requested by the Board. The employee submitting the grievance must supply the Board with such information as reasonably requested by the Board. The employee may be represented by counsel at a hearing. If the Manager's final determination of the grievance is not confirmed by the Board, the reasonable costs, including Attorney's fees, incurred by the employee in the proceedings must be paid by the City. If the Manager's final determination of the grievance is confirmed by the Board the employee's costs, including Attorney's fees, will not be paid by the City.

Subd. 5. Decisions. Upon completion of hearings on a grievance the Board must issue a written order stating its decision, the reasons for the decision, and the findings on which the decision is based. The order may confirm the decision of the City Manager or modify it in any respect. The Board must send a copy of the order to the employee and to the City Manager. The decision of the Board is final.

312.13. Information: Publication. The City Manager is directed to take appropriate steps to fully inform employees of the existence and functions of the Board. A notice describing the Board and its functions must be continually posted in conspicuous places in the workplace. A notice describing the existence and functions of the Board must be published once in the official newspaper within 60 days after the effective date of this ordinance.

Sec. 2. This ordinance is effective on _____, 1990 and in accordance with Crystal City Code, Subsection 110.11.

Mayor

Attest:

Clerk

CR205-5

4208 Brunswick Avenue
Crystal, MN 55422
8-13-'90

City of Crystal
4141 Douglas Drive North
Crystal, MN 55422

RE: PARKING AT OUR COMMERCIAL PREMISES

Dear Mayor and Council:

I request to be present at the Council meeting to be held on August 21, 1990. I wish to reconfirm the decision passed by Mayor Peter Meintsma and Council regarding parking at our commercial property located at 6024, 6028, 6032, and 6036 42nd Avenue North. This decision was made in 1981, 82, or 83 and is documented in the Council minutes. The years mentioned are to the best of my recollection. At that meeting the mayor apologized to me on behalf of all the Council and himself for the misunderstanding which occurred and for the unpleasantness and anguish caused thereby. The mayor emphasized that the decision was based on a Grandfather Clause, and, therefore, no new ordinance should be passed.

A few months ago I reblacktopped the parking area for the improvement of the property and for the benefit of my tenants. Suddenly, and without prior notification, the police notified each of my tenants separately that they were illegally parked, by ordinance of the City Council, and they were warned that they would be issued parking tickets. I discussed the matter with the present Mayor and she told me that no such ordinance had been passed regarding our property.

Again, I respectfully request that the status quo remain regarding our property and that there be no further harrassment on the subject.

Yours truly,



Arie Mann

Petition enclosed

AM:VM

PETITION

TO THE MAYOR AND CITY COUNCIL OF CRYSTAL:

WE, THE UNDERSIGNED, REQUEST TO CONTINUE PARKING IN FRONT OF OUR BUSINESS ESTABLISHMENTS AS WE HAVE DONE IN YEARS PAST. OUR CARS ARE NOT PARKED THERE DURING MOST OF THE DAYTIME HOURS BECAUSE WE ARE SERVICING OUR CUSTOMERS ELSEWHERE.

Name	Address
Camille Mann	Cambridge Project 9208 Brunswick
Delores Anderson	Crystal Business Machines
Brian Klenderason	6036 42nd Ave N.
Jo Hallberg	6036 42nd Ave N.
Rosa Taormina (TH)	6028-42nd Ave No.
Theresa Nelson	6024 42nd Ave No
Richard Hunter	" " "
Dennis J. Breen	4204 Brunswick
Jo Leaga	6024 42nd Ave No.
Benny Johnson	4204 Brunswick
Danny Shaffer	1/232 42nd Ave. No.
Arice Mann	MODERN FLOCKING
William Godox John	4208 Brunswick Ave N.
Randy L. Helmer	4212 Brunswick
	4204 Brunswick

5 DECEMBER 1978

*Regular Agenda
Item #1*

Pursuant to due call and notice thereof, the regular meeting of the Crystal City Council was held on December 5, 1978, at 7:00 P.M. at 4141 Douglas Drive, Crystal, Minnesota. The Secretary of the Council called the roll and the following were present: Brisky, Lundgren, Rygg, Bertrand, Meintsma, Aaker, Rosenthal. Also present were the following staff members: John Irving, City Manager; Dave Kennedy, City Attorney; Peter Herlofsky, Assistant City Manager; William Sherburne, City Engineer; John Olson, Administrative Assistant; Don Peterson, Building Inspector; and Delores Ahmann, City Clerk.

The Mayor led the Council and the audience in the Pledge of Allegiance to the Flag.

The minutes of the regular meeting of November 21, 1978 were approved.

Arie Mann, representing Mann's Hardware, 6024 - 42nd Avenue North, appeared before the City Council to discuss the "No Parking" signs on Brunswick between 42nd and 43rd Avenues North. Also appearing were: Dick Fulton, tenant of the building.

Moved by Councilmember Bertrand and seconded by Councilmember Rosenthal to prohibit parking on the east side of Brunswick Avenue North, adjacent to residential property, from 42nd to 43rd Avenues North.
Motion Carried.

Moved by Councilmember Rosenthal and seconded by Councilmember Aaker to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 78-79

RESOLUTION RELATING TO THE ESTABLISHMENT OF A "NO PARKING" ZONE ON BRUNSWICK AVENUE NORTH

WHEREAS, at the request of certain property owners this Council has established a no parking zone on the east side of Brunswick Avenue North pursuant to City Code, Subsection 1310.05, Subdivision 3, and

WHEREAS, after a reconsideration of the facts surrounding said no parking zone and testimony offered to the Council by Mr. Arie Mann, owner of premises at 6024 - 42nd Avenue North, and other unique factors surrounding the commercial properties on the east side of Brunswick Avenue, it appears desirable to modify the no parking zone and set forth the reasons therefor:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Crystal:

1. A no parking zone on the east side of Brunswick Avenue between 42nd and 43rd Avenues North is hereby established.

2. The land in said zone bordered by commercial uses is excluded from the no parking zone.

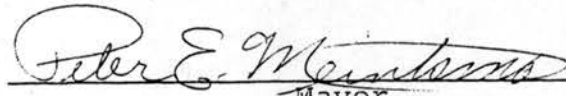
5 DECEMBER 1978

3. The Council recognizes that off-street parking at said commercial uses has, by long usage, been allowed on the boulevard portion of Brunswick Avenue which parking is prohibited by City Code, Subsection 1310.03, Subdivision 2, and hereby finds and determines that because of the unique characteristics of the site and structures at said commercial uses that the best interest of the City will be served by permitting off-street parking on said boulevard area to continue for as long as the present commercial structures remain on the property. 2

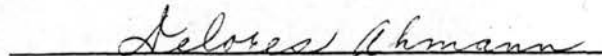
4. It is further determined that this resolution and the permission given by Paragraph 3 is not intended to grant to adjacent property owners any right, title or interest in the boulevard areas except the permission herein given.

5. The City Engineer is directed to erect no parking signs in the zone herein established in accordance with this resolution.

By roll call and voting aye: Brisky, Lundgren, Rygg, Bertrand, Aaker, Rosenthal, Meintsma. Motion carried, resolution declared adopted.


Mayor

ATTEST:


City Clerk

The City Council considered an agreement between the City of Crystal and the Metropolitan Council regarding participation in the Family Housing Program. E. V. Goldsmith; Mary Halverson; and Mary Grace Flannery of the Metropolitan Council, appeared on this matter. 3

Moved by Councilmember Rosenthal to table the matter.

Motion Failed for Lack of a Second.

Moved by Councilmember Aaker and seconded by Councilmember Rygg to approve the agreement with the Metropolitan Council with the amendments as agreed in the discussion, and to authorize the Mayor and City Manager to sign such agreement. Motion Carried.

The City Council considered projects to be included in the Community Development Block Grant Application for Year V. The Assistant City Manager outlined the projects which appeared to be eligible for the program. Also appearing were Jackie Hofheinke and Helen Watkins of the North Suburban Child Care Association. 4

The City Council considered adjustments in the water and sewer rates. 5

MEMORANDUM

DATE: August 9, 1990

TO: Jerry Dulgar, City Manager

FROM: Julie Jones, Recycling Coordinator *JF*

SUBJECT: Hennepin Recycling Group Curbside Collection
Service Rules and Policies

The Hennepin Recycling Group Curbside Collection Service Rules and Policies, as amended and adopted by the Hennepin Recycling Group Board on August 2, 1990, are attached.

The rules will not become effective until they are approved by the Crystal City Council. I am recommending that this item be placed on the August 21, 1990, City Council agenda.

JJ:jt
Encl.

**HENNEPIN RECYCLING GROUP
CURBSIDE COLLECTION SERVICE
RULES AND POLICIES**

EXEMPTION TO SERVICE FEE REQUEST PROCEDURE: If a resident requests to be exempt from paying for the recycling service fee, s/he must submit their request in writing to the Chair of HRG. The Chair will place the request on the next HRG meeting agenda for consideration by the Board. In order to be granted exemption to the service fee, a resident must be able to provide the City with receipts from alternative recycling methods of glass, cans, and newspaper waste generated from their residence on a monthly basis, or the resident must exhibit circumstances which show the Board that it would be physically impossible for the resident to participate in the program (even if they were provided carryout collection service), or the resident is able to prove extreme financial hardship.

CONTAINER REPLACEMENT POLICY: All residents are entitled to receive one free replacement recycling container in the case where their container is stolen or destroyed at no fault of their own. Under other circumstances, residents must pay the full cost of the replacement container plus tax. In the event that a tenant does not leave the container for the next renter, apartment owners will not be given a free replacement container.

CONTAINER PLACEMENT POLICY: All curbside recycling containers must be stored out of view from the street. Containers may be placed on the curb for collection at sunset the day previous to collection day and must be removed by sunset on collection day.

ADOPTED BY THE HENNEPIN RECYCLING GROUP: August 2, 1990

ADOPTED BY THE CRYSTAL CITY COUNCIL:

M E M O R A N D U M

DATE: July 20, 1990
TO: Jerry Dulgar, City Manager
FROM: Julie Jones, Recycling Coordinator
SUBJECT: Ordinance Amendments to City Code
Regarding Composting Regulations

At their July 19, 1990 meeting, the Crystal Environmental Quality Commission moved to forward the attached proposed amendments to the City Garbage and Refuse Code to the City Council. The amendments address basic composting regulations, which are lacking in the existing ordinance.

Composting is addressed in Sections 605.03, subdivision 2 in the existing ordinance. Only two sentences address this now popular method of handling yardwaste. The existing code states:

"Refuse shall not be composed or buried except that composting in an approved rodent and fly-proof device or filling operations using approved fill materials and methods may be permitted. In no case can garbage be composted or buried."

Since neighborhood complaints are often spurred by improper composting methods, it is the recommendation of the Environmental Quality Commission to rewrite the existing code in greater detail. The Health Sanitarian, Tom Heenan, has reviewed the Environmental Quality Commission's recommendations and given his comments. The Environmental Quality Commission has incorporated many of his recommendations into the attached copy.

It is my recommendation that we have the City Attorney rewrite the Environmental Quality Commission's recommendations in the appropriate format so that it can be incorporated into the existing Garbage and Refuse Code. I can, however, present the attached draft to the City Council at their August 7th meeting for their reaction and review.

JJ:jt

HOLMES & GRAVEN

CHARTERED

DAVID J. KENNEDY

Attorney at Law

470 Pillsbury Center, Minneapolis, Minnesota 55402

(612) 337-9300

Direct Dial (612) 337-9232

August 10, 1990

Ms. Julie Jones
Recycling Coordinator
City of Crystal
4141 Douglas Drive North
Crystal, Minnesota 55422

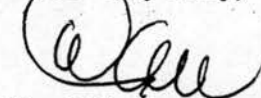
Dear Julie:

Enclosed is a draft of an ordinance on composting based on the material you sent.

I've chosen to use "compost" as a noun meaning the composting container.

The reference to 605.03, Subd. 2 in clause b) is intended to permit composting of refuse which seems to be permitted under that subsection.

Yours very truly,



David J. Kennedy

DJK:caw

Enclosure

cc: Jerry Dular

DJK: 8/10/90

ORDINANCE NO. 90-_____

AN ORDINANCE

RELATING TO PUBLIC HEALTH: COMPOSTING:
AMENDING CRYSTAL CITY CODE, SUBSECTION 605.01:
AMENDING CRYSTAL CITY CODE, SECTION 605
BY ADDING A SUBSECTION.

THE CITY OF CRYSTAL ORDAINS:

Section 1. Crystal City Code, Subsection 605.01 is amended by adding a subdivision to read:

Subd. 17. "Compost" means the product of the biological degradation of plant material into an odor free brown material usable as a soil amendment or garden mulch: "compost" also means the physical structure wherein the composting process takes place.

Sec. 2. Crystal City Code, Section 605, is amended by adding a subsection to read:

605.07. Composting. Subdivision 1. General Rule. A compost must be maintained or contained in a manner to prevent it from becoming a habitat for insects and rodents and creating objectionable odors.

Subd. 2. Contents. The following materials may not be placed in a compost:

- a) garbage;
- b) refuse, except as provided in Subsection 605.03, Subdivision 2;
- c) rubbish;
- d) waste matter;
- e) fecal material;
- f) any matter of animal origin.

*may first
may not second*

A compost may contain only plant material consisting of grass clippings, weeds, leaves, small twigs, evergreen cones and needles, wood chips, sawdust, and herbaceous garden debris. Plant material that is neither contained or maintained as provided in this subsection is not a compost.

Subd. 3. Compost; Construction. A compost may be constructed of (i) wood, (ii) wire mesh, (iii) a combination of wood and wire, (iv) metal barrels with ventilation, or (v) commercially fabricated bins or barrels.

Subd. 4. Compost: Maintenance. The compost must periodically be mixed to incorporate air, properly mix wet and dry material, and promote rapid biological degradation. The compost must provide for adequate air circulation to prevent objectionable odors. The contents of the compost must be completely removed at least once a year.

Subd. 5. Compost: Location. A compost may not be placed closer than five feet from a property line. The compost may be located only in the rear yard of a residential lot and in the rear of commercial and industrial buildings. *properties*

Subd. 6. Public Health Sanitarian: Advice. The public health sanitarian is directed to prepare informational materials to assist persons operating a compost in the efficient and odor free operation of a compost and to offer technical assistance to those persons on the proper operation and maintenance of a compost.

Subd. 7. Nuisance. The operation of a compost in a manner that results in objectionable odors and the placing of prohibited materials in a compost is a public nuisance and may be abated as such under Section 2010 of this code.

Sec. 3. This ordinance is effective in accordance with Crystal City Code, Subsection 110.11.

Dated: _____, 1990.

Mayor

Attest:

Clerk

M E M O R A N D U M

DATE: August 15, 1990

TO: John Olson, Asst. City Manager/
Community Development Director

FROM: Tom Heenan, Supervising Sanitarian

SUBJECT: Composting Ordinance Proposal

The attorneys revised a version of this proposed ordinance which adds a section requiring the sanitarian to provide informational materials and offer technical advice.

While I might agree that the Health Department has the technical skills to perform this service, we do not have the resources. This is even more of a problem since there will be a ten hour reduction per week as a result of Mary Fandrey's decision to go to a 30 hour work week, and my proposal for an intern position was rejected.

TLH:jt

M E M O R A N D U M

DATE: August 14, 1990

TO: Crystal City Council

FROM: John A. Olson, Asst. City Manager/
Community Development Director

SUBJECT: Development Agreement with Pastor^e
Enterprises

For several months we have been discussing with Paster Enterprises about the possibility of developing the north east corner of Bass Lake Road and West Broadway.

They had expressed interest in doing this project if it is financially feasible. Therefore, we have decided to submit to you a developer's agreement similar to that which we have with the Nicklows and their agent, to designate Paster Enterprises as the developer for this corner for a period of one year.

If during that one year period we can put together a project, then we would proceed with all the necessary approvals to get it going. If it cannot be done, both parties would walk away without obligation to each other.

Please review the accompanying resolution and agreement prior to next Tuesday's meeting.

JAO:jt

RESOLUTION NO 90-

A RESOLUTION AUTHORIZING A NEGOTIATION AGREEMENT
WITH PASTER ENTERPRISES, INCORPORATED

WHEREAS, the Crystal City Council views the redevelopment of the northeast quadrant of the Bass Lake Road and West Broadway intersection as a positive improvement for the City of Crystal; and

WHEREAS, a negotiations agreement has been developed by the City staff and Paster Enterprises, Inc., for the purpose of establishing a redevelopment project within an existing Tax Increment Financing District; and

WHEREAS, the Crystal Economic Development Authority has approved the said negotiations agreement and forwarded it to the City Council for their consideration;

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Crystal, Minnesota, approves a negotiation agreement with Paster Enterprises, Inc. and authorizes the Mayor and City Manager to sign said negotiations agreement on behalf of the City of Crystal.

Date

Mayor

Attest: _____
City Clerk

5-15-90

THE WEST BROADWAY/BASS LAKE ROAD NORTHEAST QUADRANT PROJECT
NEGOTIATION AGREEMENT

THIS AGREEMENT dated this _____ day of _____, 1990 by and between the Economic Development Authority of the City of Crystal, MN (EDA,) a Minnesota Public Body Corporate and Politic and Paster Enterprises, Inc., a Minnesota corporation (the Developer) or designated Paster Enterprises entity and the City of Crystal, Minnesota, a Minnesota Municipal Corporation, (City):

Witnesseth:

WHEREAS, the EDA desires to promote continued development and redevelopment in the Bass Lake Road/Becker Park, Redevelopment Project Area in accordance with a Redevelopment Plan and Tax Increment Financing Plan therefore and, in accordance with the appropriate Minnesota statutes and

WHEREAS, a preliminary project area has been identified by the EDA and developer proposing the construction of a single or multiple tenant commercial building development and

WHEREAS, the City has discussed proposals in the past for the redevelopment of this site, and

WHEREAS, the City has conducted preliminary studies on the desirability of Development and has determined to proceed in accordance with applicable State laws and

WHEREAS, the EDA and the City have determined that it is in the best interest of the City, the EDA and the redevelopment of the Project Area, that the developer be designated sole Developer of the development during the term of this agreement and

WHEREAS, the EDA and Developer are willing and desirous to undertake the Development if:

1. satisfactory agreement can be reached for the EDA and the City's commitment for the acquisition of property and public improvements necessary for Development.
2. satisfactory mortgage and equity financing for the Development can be secured by the developer and
3. the economic feasibility and soundness of the Development and other necessary preconditions have been determined to the satisfaction of the parties.

NOW THEREFORE, in consideration of the mutual covenants of the parties hereto each agrees as follows:

1. Negotiations between the parties shall proceed in an attempt to formulate a definitive development contract (Contract) based on the following:
 - (a) a proposal (plan) which shows scope of the proposed Development be submitted within the term of this agreement,
 - (b) a satisfactory contract be negotiated and agreed upon in accordance with the negotiations contemplated by this agreement,
 - (c) such documentation regarding economic feasibility of the project as the EDA may require during the term of this agreement and
 - (d) the terms and conditions of this agreement.
2. It is the intention of the parties that this agreement:
 - (a) documents the present understanding of the commitments of the parties and
 - (b) will lead to negotiation and execution of a mutually satisfactory contract for the project prior to the termination of this agreement together with any other agreements entered into between the parties hereto contemporaneously therewith which when executed, will supersede all obligations of the parties hereunder.
3. This agreement is for a term ending one year from its date unless extended by mutual agreement of the parties. If a Contract is not negotiated and executed within that term or an extension, no party shall have incurred any obligation or liability to the other party hereunder.
4. During the term of this agreement, the developer agrees to:
 - (a) submit to the EDA a design proposal to be approved by the EDA showing the location size and nature of the Development including floor layouts, renderings, elevations and other graphic or written explanations of the Development. The Development shall be designed to accommodate public facilities to be constructed adjacent to or as a part of the project including the public facilities contained in the redevelopment plan for the Project Area.

- (b) submit an overall cost estimate for the design and construction of the Development.
 - (c) submit a time schedule for all phases of the Development.
 - (d) undertake and obtain such other preliminary economic information as the Developer may desire to further confirm the economic feasibility and soundness of the Development.
 - (e) submit to EDA, the Developer's financing plan showing that the proposed Development is financially feasible.
 - (f) furnish satisfactory financial data to EDA evidencing Developer's ability to undertake the Development.
5. During the term of this agreement, the EDA and City agree to:
- (a) proceed to seek all necessary information with regard to the anticipated public costs within the project area.
 - (b) estimate the cost of land purchase, demolition and clearance, and environmental corrections, if any, related to the Development.
 - (c) take steps to reinclude the US Post Office property in the Bass Lake Road/Becker Park Project Area.
 - (d) agree to and begin to negotiate the purchase property in the Project Area if found feasible and subject to agreement by developer to purchase the assembled properties from the EDA.
6. It is expressly understood that the execution and implementation of a Contract shall be subject to:
- (a) a determination by the EDA and City that its undertakings are feasible based on (i) the tax increment revenues and other revenues from the Project area (ii) the purposes and objectives of the Redevelopment Plan and (iii) the best interests

of the City and the EDA.

(b) A determination by the Developer that the Development is feasible and is in the best interests of the Developer.

(c) execution of Contract by the parties.

7. This agreement may be terminated upon 30 days written notice by either party if:

(a) an essential precondition to the execution of a Contract cannot be met

(b) an impasse has been reached and negotiation of any material, term or condition of this agreement.

8. Developer is hereby designated sole developer in the project area during the term of this agreement.

IN TESTIMONY WHEREOF, the undersigned have executed this agreement the day and year first above written.

CITY OF CRYSTAL

PASTER ENTERPRISES

Its Mayor

Its

Its Manager

EDA OF THE CITY OF CRYSTAL,
MINNESOTA

Its Chairman

Its Executive Director

DATE: August 15, 1990
TO: Jerry Dulgar, City Manager
FROM: Bill Barber, Building Inspector *W Barber*
SUBJECT: Final Plat of 6922 Dudley Ave. N.
Roman Addition

Duane Roman has ready the final plat for Roman Addition. The Planning Commission recommended approval at their July 9, 1990 meeting. The City Council approved the preliminary plat on July 17, 1990.

I have reviewed the final plat as submitted and find it to agree with the preliminary plat as approved. I would recommend that you approve subject to standard procedure.

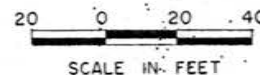
Council Update:

On August 13, 1990 the Planning Commission recommended to the City Council approved the final plat.

I would recommend approval subject to standard procedure.

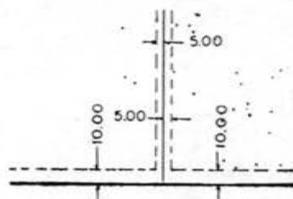
kk

C.R. DOC. NO.



o DENOTES IRON MONUMENT
BEARINGS SHOWN ARE BASED
ON AN ASSUMED DATUM

UTILITY AND DRAINAGE EASEMENTS SHOWN THUS



BEING 5.00 FEET IN WIDTH UNLESS OTHERWISE INDICATED,
ADJOINING LOT LINES AND 10.00 FEET IN WIDTH ADJOINING
RIGHT-OF-WAY LINES AS SHOWN ON THE PLAT.

DEMARS - GABRIEL
LAND SURVEYORS, INC.

KNOW ALL MEN BY THESE PRESENTS: That Duane A. Roman, fee owner of the following described property, situated in the County of Hennepin, State of Minnesota, to wit:

All that part of Lot 3 in Auditor's Subdivision Number 226, Hennepin County, Minnesota, described as follows: Commencing at a point in the north line of said Lot 3, distant 337.44 feet West of the Northeast corner of said Lot 3; thence South parallel with the east line of said Lot 3, a distance of 150.0 feet to the actual point of beginning; thence East along the east line of said Lot 3, a distance of 133.92 feet to the actual point of beginning; thence North parallel with the said east line of said Lot 3, a distance of 133.92 feet to the actual point of beginning. EXCEPT the south 30.0 feet thereof.

Have caused the same to be surveyed and platted as **NIMAN ADDITION** and do hereby donate and dedicate to the public for public use forever the easements for utility and drainage purposes as shown on the plat.

In witness whereof said Duane A. Roman set his hand this ____ day of _____, 19____

SIGNED:

Duane A. Roman

STATE OF MINNESOTA
COUNTY OF HENNEPIN

The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by Duane A. Roman, single.

Notary Public, Hennepin County, Minnesota
My Commission expires

I hereby certify that I have surveyed and platted the land described on this plat as ROMAN ADDITION and that this plat is a correct representation of said survey; that all distances are correctly shown, on said plat in feet and hundredths of a foot; that all monuments have been correctly placed in the ground as shown on said plat; and that the outside boundary lines are correctly designated on said plat, and that there are no wetlands to be designated on said plat.

Dary L. Gabriel, Land Surveyor
Minnesota License No. 9066

STATE OF MINNESOTA
COUNTY OF HENNEPIN

The foregoing surveyor's certificate was acknowledged before me this ____ day of _____, 19____
by Gary L. Gabriel, Land Surveyor.

Notary Public, Hennepin County, Minnesota
My Commission Expires

CRYSTAL, MINNESOTA

This plat of ROMAN ADDITION was approved and accepted by the City Council of Crystal, Minnesota, at a regular meeting thereof held this _____ day of _____, 19____. If applicable, the written comments and recommendations of the Commissioner of Transportation and the County Highway Engineer have been received by the City or the prescribed 30 day period has elapsed without receipt of such comments and recommendations, as provided by Minnesota Statutes Section 505.03, Subdivision 2.

CITY COUNCIL OF CRYSTAL, MINNESOTA

BY: _____

BY: _____, Clerk

CRYSTAL PLANNING COMMISSION

The plat of ROMAN ADDITION was approved by the City Planning Commission of Crystal, Minnesota at a regular meeting thereof held this _____ day of _____, 19____.

CITY PLANNING COMMISSION OF CRYSTAL, MINNESOTA BY: _____, Chairman

PROPERTY TAX AND PUBLIC RECORDS DEPARTMENT, Hennepin County, Minnesota

I hereby certify that taxes payable in 19____ and prior years have been paid for land described on this plat. Dated this ____ day of _____, 19____.

Dale G. Folstad, Hennepin County Auditor BY: _____, Deputy

SURVEY DIVISION, Hennepin County, Minnesota

Pursuant to MINN. STAT. Sec.383B.565 (1969), this plat has been approved this _____ day of _____, 19____.

Bernard H. Larson, Hennepin County Surveyor BY: _____

COUNTY RECORDER, Hennepin County, Minnesota

I hereby certify that the within plat of ROMAN ADDITION was filed for record in this office this _____ day of _____, 19____, at _____ o'clock _____ M.

H. Dan Carlson, County Recorder BY: _____, Deputy

RESOLUTION NO. 90 -

RESOLUTION APPROVING PLAT
ROMAN ADDITION

WHEREAS, the City of Crystal is a Municipal Corporation, organized and existing under the laws of the State of Minnesota, and

WHEREAS, the City Council of the City of Crystal has adopted subdivision regulations for the orderly, economic, and safe development of land within the City, and

WHEREAS, the City Council has considered the application for a subdivision plat for Roman Addition, as submitted by Duane Roman.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Crystal hereby approves the plat entitled Roman Addition, City of Crystal, Hennepin County, Minnesota.

By roll call and voting aye:

Adopted this day of , 1990.

Mayor

ATTEST:

City Clerk

DATE: August 15, 1990
TO: Jerry Dulgar, City Manager
FROM: Bill Barber, Building Inspector *W Barber*
SUBJECT: Airport Lot 74B
Requesting a building permit to build a 40'x168' hangar

Mr. Dean R. Johnson, of D'Plane Inc., is requesting a building permit to build an airplane hangar on Lot 74B. The proposed structure is the normal pole barn type construction with metal exterior skin.

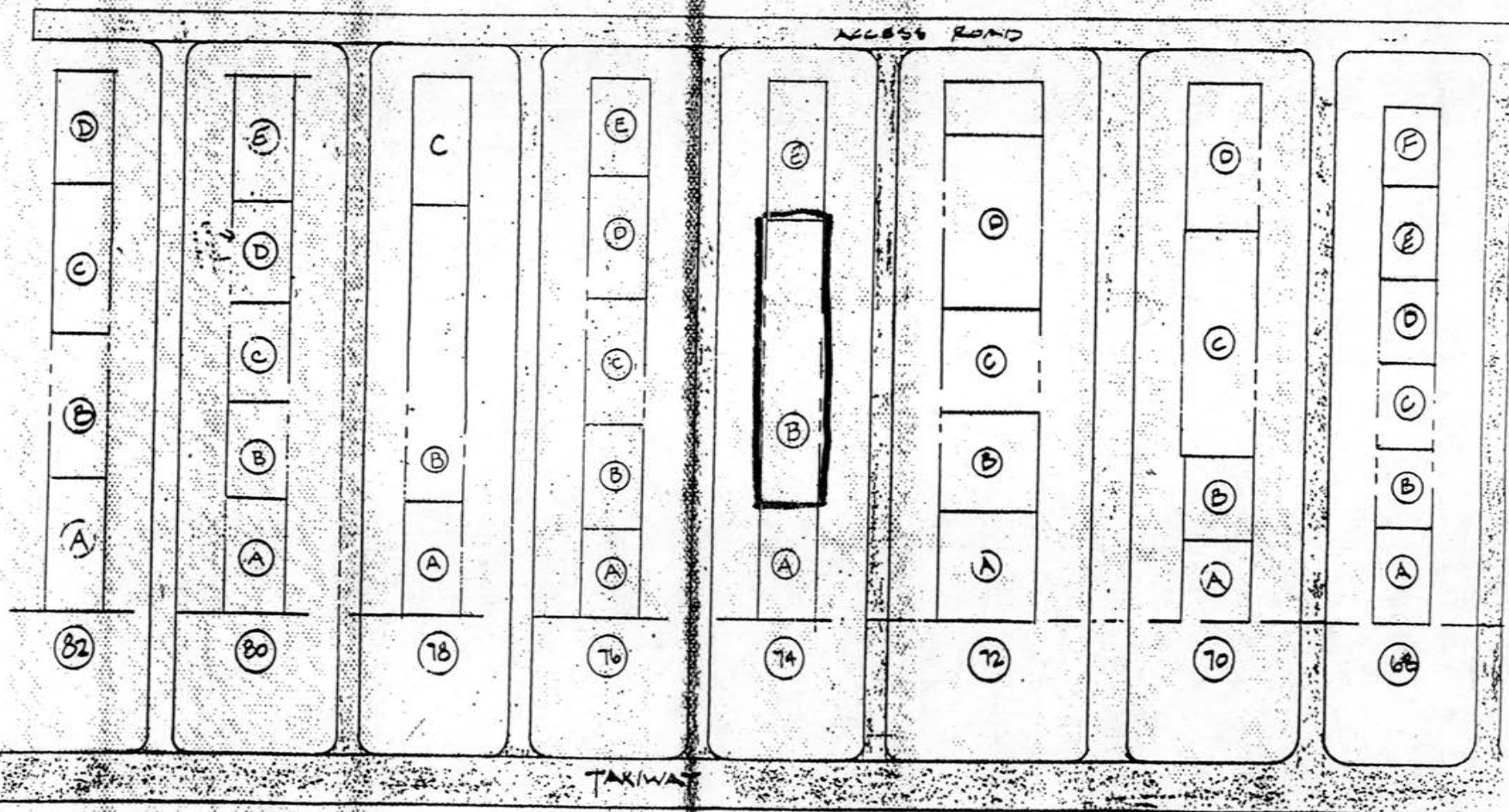
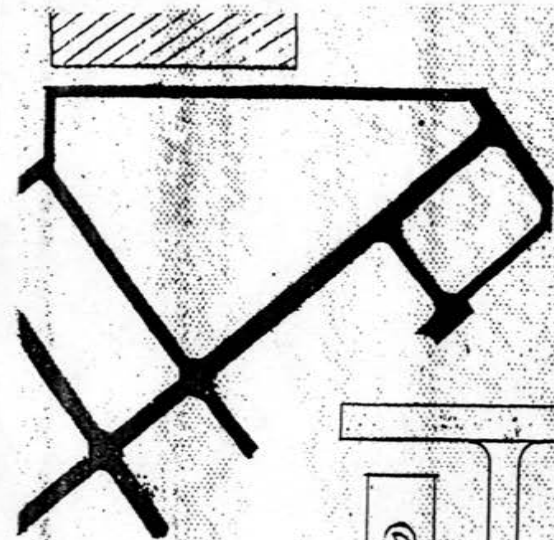
I have a copy of a letter from MAC to Dean Johnson approving the construction of the structure. This site is located on the east side of the airport.

I would recommend approval of this request subject to standard procedures.

Council Update

Planning Commission recommended at their August 13, 1990 meeting approved to issue the building permit for a hangar.

kk



NC

SCALE 1"=100'-0"

CRYSTAL AIRPORT
EAST P.D. AREA

DATE: August 15, 1990

TO: Jerry Dulgar, City Manager

FROM: Bill Barber Building Inspector *W Barber*

SUBJECT: Rezoning and Conditional Use Permit for 6048
Lakeland Ave. N. and 6058 Lakeland Ave. N.

At the City Council Meeting of August 7, 1990 the City Council voted to reconsider Mr. Daniel Pearson's requests. A subsequent motion was made to have the first reading of an ordinance to rezone the two properties. The Conditional Use Permit was discussed but was decided to deal with that at the time of the second reading of the ordinance change to rezone.

I have prepared an ordinance for Council's action to have the second reading for the rezoning. In addition, the City Council needs to act on the request for a conditional use permit. Staff has reviewed the conditions set forth and find that all have been satisfactorily met.

Bill Monk has prepared the site improvement agreement which specifies the items needed on the site. If the rezoning and conditional use permit are approved, we would ask that you approve this agreement.

If you have an questions, we will try to answer them on Tuesday night. I'm sure Dan Pearson will be present also.

kk

ORDINANCE NO. 90-

AN ORDINANCE RELATING TO ZONING: CHANGING THE
USE CLASSIFICATION OF CERTAIN LANDS

THE CITY OF CRYSTAL ORDAINS:

Section 1. The zoning district classification of the following described land is hereby changed as follows:

Description of Land:

P.I.D. #05-118-21-11-0071 located at 6048 Lakeland Ave. N. Lot 1,
Block 1, Engstrom Addition

Present Classification:

B-4, Community Commercial

New Classification:

B-3, Auto-Oriented Commercial

Description of Land:

P.I.D. #05-118-21-11-0087 located at 6058 Lakeland Ave. N. Lot 1,
Block 1, Storm's First Addition

Present Classification:

B-2, Limited Commercial

New Classification:

B-3, Auto-Oriented Commercial

Section 2. The Zoning Administrator is authorized and directed to make the appropriate changes in the Zoning District map on file in the office of the City Clerk in accordance with Crystal City Code, Appendix I, Section 515.17, Subdivision 2.

Sec. 3. This ordinance is effective in accordance with Subsection 110.11 of the City Code.

First Reading: August 7, 1990

Passed by the City Council: _____

Mayor

ATTEST:

City Clerk

(Published in the Crystal-Robbinsdale
Post News August 29, 1990)

ORDINANCE NO. 90-

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USE CLASSIFICATION OF CERTAIN LANDS

THE CITY OF CRYSTAL ORDAINS:

Section 1. The zoning district classification of the
following described land is hereby changed as follows:

Description of Land:

P.I.D. #05-118-21-11-0087 located at 6058 Lakeland
Ave. N. Lot 1, Block 1, Storm's First Addition

Present Classification:

B-2, Limited Commercial

New Classification:

B-3, Auto-Oriented Commercial

Section 2. The Zoning Administrator is authorized and
directed to make the appropriate changes in the Zoning
District map on file in the office of the City Clerk in
accordance with Crystal City Code, Appendix I, Section
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Sec. 3. This ordinance is effective in accordance with
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First Reading: August 7, 1990

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City Clerk

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Description of Land:

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Ave. N. Lot 1, Block 1, Engstrom Addition

Present Classification:

B-4, Community Commercial

New Classification:

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Section 2. The Zoning Administrator is authorized and
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accordance with Crystal City Code, Appendix I, Section
515.17, Subdivision 2.

Sec. 3. This ordinance is effective in accordance with
Subsection 110.11 of the City Code.

First Reading: August 7, 1990

Passed by the City Council: _____

Mayor

ATTEST:

City Clerk

(Published in the Crystal-Robbinsdale
Post News August 29, 1990)

SITE PLAN
604B & 605B LAKELAND AVE N.
CRYSTAL, MN.
DATE: JULY 10, 1970

SCALE 1" = 20'

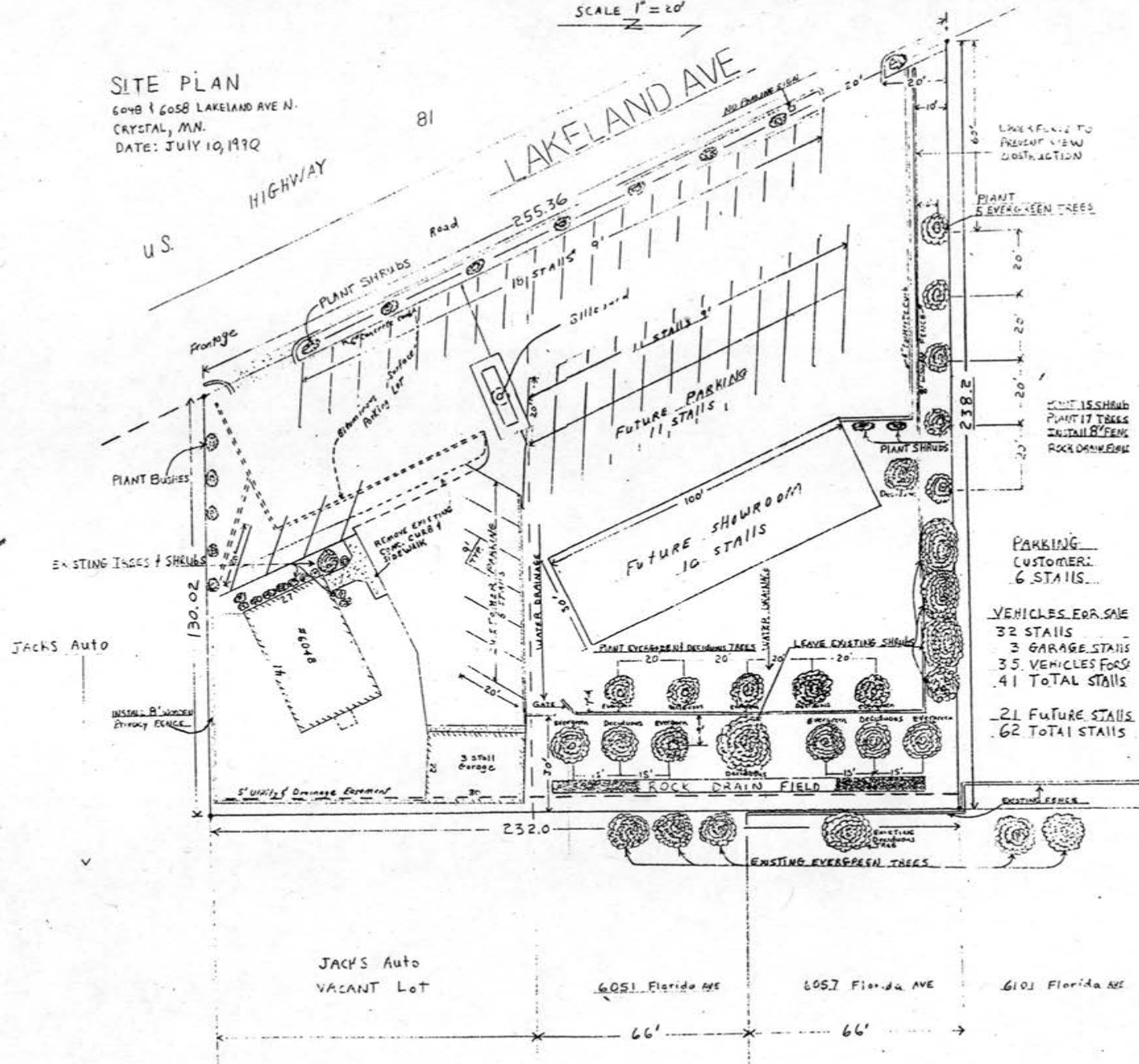


EXHIBIT "A"

A G R E E M E N T

THIS AGREEMENT made by and between the City of Crystal, a municipal corporation in the State of Minnesota, hereinafter called the City, the first party, and _____, hereinafter called the second party,

WHEREAS, second party has requested that the City Council rezone and issue a conditional use permit to operate a used car sales lot on Lot 2, Block 1, Engstrom Addition and Lot 1, Block 1, Storm's First Addition.

WHEREAS, as a prerequisite to the approval of said conditional use permit, the City Council requires the construction of certain improvements for the orderly development of the property at 6048 and 6058 Lakeland Avenue consistent with the approved site plan dated July 10, 1990.

NOW THEREFORE, in consideration of the granting of said permit, said second party agrees and covenants as follows:

- Construct V6 (minimum section) cast-in-place concrete barrier curb.
- Construct parking area, access aisles and drives with a minimum of 6" Class 5 base and 2" bituminous surface.
- Stripe parking stalls with white paint.
- Erect one handicap parking stall sign.
- Provide screening from adjacent property in accordance with Section 515.07, Subd. 9, of the Crystal City Code.
- Note how area lighting if proposed will conform to Section 515.07, Subd. 10, of the Crystal City Code.
- Landscape all open and disturbed areas.
- Provide all lot irons in place and to grade at the time of final acceptance.

That the second party warrants and guarantees all work done under the agreement against any defect in workmanship, materials, or otherwise that may occur within one year from the date of final acceptance by the City of all said work and other requirements.

That construction work be completed not later than one year from issuance of the conditional use permit.

To hold the City harmless from any and all claims which may arise from third parties for any loss or damage sustained resulting from pursuance of the above-described work.

That all just claims incurred in the completion of aforementioned work requirements shall be paid in full by said second party to all persons doing work or furnishing skill, tools, machinery, services, materials, equipment, supplies or insurance.

All work pursuant hereto shall be in compliance with existing laws, ordinances, pertinent regulations, standards, specifications of the City of Crystal, and subject to approval of the City Engineer.

In the event that said second party has not completed any or all of the aforementioned work and requirements on the completion date as set forth herein, then in that event said second party shall be considered in default. Should said second party be in default, then said second party authorizes said City, its officers, its employees or its authorized agents to enter upon said second party's property and to complete any or all such uncompleted or improperly performed work or other requirements in conformity with this agreement.

That surety be deposited with the City in the amount of \$30,000 to insure the faithful performance of the above construction work and requirements, said surety to be in the form and manner as prescribed by law.

IN WITNESS WHEREOF we have hereunto set our hands this _____ day of _____.

SEAL

ATTEST:

CITY OF CRYSTAL

MAYOR

CITY CLERK

CITY MANAGER

IN THE PRESENCE OF:

SECOND PARTY

SECOND PARTY

DATE: August 15, 1990
TO: Jerry Dulgar, City Manager
FROM: Bill Barber, Building Inspector *W Barber*
SUBJECT: Vacation of Utility and Drainage Easement at 6605
45th Pl. N.

A request has been received from Joel Norling to vacate a portion of the utility and drainage easement along the rear and side lot line. The easements along these property lines were put in as part of the replat. The garage slab was positioned by the owner so that it would be 3 feet off property line as required. When I did an inspection before it was poured, I left word that it must be moved off the easement. That word didn't get to Mr. Norling before he poured. By vacating the 2 feet the garage will be 3 feet from the property line as required by code.

Consistent with the attached site plan, it is recommended the following portion of the utility and drainage easement be vacated:

The north 2 feet of the east 5 feet of the north 25 feet of the south 30 feet
and

The north 2 feet of the south 5 feet of the west 29 feet of the east 32 feet, Lot 3, Block 1, Froehlick Addition.

This memo is intended as a first reading of an ordinance vacating said easement. If approved, a formal ordinance document will be prepared for the second and final reading.

kk

38

PLACE

NO.

M.H. Top = 902.59
Inv. = 894.2

Sanitary Sewer

Services

Edge of Bituminous

250.00

902.47

901.77

PLACE

NO.

903.3

22

22

22

280

12.0

22.0

90.0

902.8

50.0

60

250

Power Pole

903.1

98.0

3

x 902.9

120

902.9

120.00

98.0

27.0

218

60.0

60

62

T.O.B.
905.461 - S - Stucco
No. 6529

END

29.9

904.4

Overhead Wires

Wire Fence

902.8

90.3

90.0

902.5

3

903.1

Stucco
Garage

AUB

250.00

**CITY OF CRYSTAL
POLICE DEPARTMENT
MEMORANDUM**

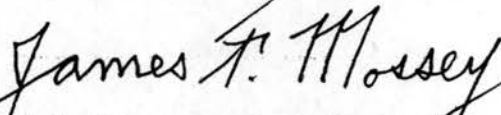
DATE: August 3, 1990
TO: Darlene George, City Clerk
FROM: Chief James F. Mossey
SUBJECT: INVESTIGATION FOR SOLICITOR'S PERMIT
CLEAN WATER ACTION

After reviewing this application, we checked with the Attorney General's Office and the Minnesota Charities Review. Both offices report no complaints against this organization. The review verified that the Clean Water Action Project was registered nationally and on the state level.

After receiving this information we checked on the criminal history and wants and warrants on the Director, Richard Hartley Fohrman. Fohrman has no criminal history but does have 14 outstanding warrants for petty misdemeanor traffic violations.

We were unable to find any other information which might have a bearing on this request for permit.

Based upon the above information, it appears that the organization checks out but the director seems to be ignoring traffic citations. Until this problem is rectified by Mr. Fohrman, I cannot approve this solicitor's permit.


Chief James F. Mossey

JFM/dh

Memorandum

DATE: July 31, 1990
TO: James Mossey, Police Chief
FROM: Darlene George, City Clerk *Darlene*
SUBJECT: Investigation for Solicitor's Permit
Clean Water Action

Attached is a permit application to solicit in Crystal during the month of August. Please make the necessary investigation and return to me for placement on the August 7, 1990 City Council Agenda.

If you have any questions or if I can be of further assistance, give me a call.

DG/js

CITY OF CRYSTAL
4141 DOUGLAS DRIVE
CRYSTAL, MINNESOTA 55422

PERMIT # _____
DATE _____

RELIGIOUS AND CHARITABLE ORGANIZATIONS
PERMIT APPLICATIONS

ORGANIZATION'S NAME Clean Water Action
ORGANIZATION'S ADDRESS 326 Hennepin Ave E Mpls MN 55414
APPLICANT'S NAME Ric Fohrman PHONE NO. 623-3666
APPLICANT'S ADDRESS 1950 Highland Pkwy St Paul MN 55116
LOCAL ADDRESS _____

NAMES AND ADDRESSES OF OFFICERS AND DIRECTORS OF THE ORGANIZATION:

Margaret M. Ladner, Midwest Regional Director
1771 Princeton Ave St Paul MN 55104
Diane L. Jensen, Minnesota Director
3721 17th Ave S. Mpls MN 55409
Frank Hornstein, Minnesota Director
2104 Emerson Ave S Mpls MN 55408
Ric Fohrman, Staff Director
1950 Highland Pkwy St Paul MN 55116

SOLICITATION IS TO BE CARRIED ON (Date) July 19, 1990 Aug 30, 1990
(From) (To)

IS ANY COMMISSION, FEE, WAGE OR EMOLUMENT GOING TO BE EXPENDED IN CONNECTION
WITH SUCH SOLICITATION? yes

IF THE ANSWER IS YES, WHAT IS THE AMOUNT THEREOF? \$275/wkly salary

IF PERMIT IS ISSUED, YOUR ORGANIZATION, ASSOCIATION OR CORPORATION SHALL FURNISH
ALL OF ITS MEMBERS, AGENTS OR REPRESENTATIVES CONDUCTING SOLICITATION CREDENTIALS
IN WRITING STATING THE NAME OF THE ORGANIZATION, NAME OF AGENT AND PURPOSE OF
SOLICITATION.

ATTACH A LIST OF NAMES, ADDRESSES, AND PHONE NUMBERS OF SOLICITORS.

SIGN THE FOLLOWING STATEMENT:

I AFFIRM THAT THE ABOVE STATEMENTS ARE TRUE AND CORRECT.

APPROVED: _____

CITY CLERK _____

DATE _____

POLICE DEPT. _____

DATE _____

Ric Fohrman
SIGNATURE OF APPLICANT

RIC FOHRMAN
PRINT NAME OF APPLICANT

July 19 1990
DATE

CITY OF CRYSTAL
4141 DOUGLAS DRIVE
CRYSTAL, MINNESOTA 55422

PERMIT # _____

In order to comply with State and Federal regulations, the City of Crystal is required to ask the information indicated below. This form will be filed separately from your application and will be used only for record keeping purposes.

AUTHORIZATION AND RELEASE

The undersigned, having filed an application with the City of Crystal for a Charitable organization license, realizing that the City has need to investigate the background and history of the applicant in order to better evaluate his or her application for the above license, does hereby authorize and request every law enforcement official and every other person, firm, officer, corporation, association, organization or institution having control of any documents, records or other information pertaining to me to furnish the original or copies of any such documents, records and other information to the City or any of its representatives, and to permit said City or any of its representatives to inspect and make copies of any such documents, records and other information. I further authorize any such persons to answer any inquiries, questions or interrogatories concerning the undersigned which may be submitted to them by the City or its authorized representative. I fully understand that the information so obtained by the City may be used by it in its evaluation of my application.

I hereby release and exonerate any person who shall comply with the authorization and request made herein from any and all liability of every nature and kind growing out of and in any way pertaining to the furnishing or inspection of such documents, records and other information.

Dated this 19 day of July, 1990.

PLEASE PRINT:

R. Hartley
Signature of Applicant

RICHARD HARTLEY FARRMAN
First Middle Last Name

1950 Highland Place
Address

St Paul MN 55116
City, State, Zip Code

2395 University Ave
Previous Address

St Paul MN 55114
City, State, Zip Code

[REDACTED]
Date of Birth

Clean Water Action
Name of Organization Associated With

CLEAN WATER ACTION

City Clerk's Office
Crystal, MN

July 19, 1990

Dear City Clerk,

Clean Water Action Project is a national non-profit citizen's lobby that originated in Washington, D.C. in 1971. Our Minnesota office opened in 1982 to address a number of water pollution problems in the state, such as the pollution of our rivers and lakes, and the growing problem of hazardous waste disposal.

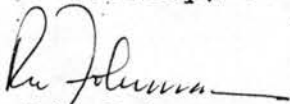
As you may remember, our organization conducted a community outreach and fundraising drive in your town last year. We are planning to return to your community to renew citizen support and to update citizens on our accomplishments this past year.

I am writing you to confirm that the Clean Water Action Project canvass will begin *upon confirmation*. We will furnish you with a list of the names and addresses of our staff before beginning our canvass. A copy of our non-profit certification is enclosed for your records.

I would appreciate your written confirmation of this letter.

Please feel free to call me at (612) 623-3666 if I can be of further assistance. Thank you for your cooperation. We are looking forward to working with your community.

Sincerely,



Ric Fohrman
Canvass Director

RF/mt

Enclosures

*State Certification
List of Staff
Crystal registration*

CLEAN WATER ACTION PROJECT

Midwest Regional Office ■ 326 Hennepin Ave. E. ■ Minneapolis, MN 55414 ■ 612/623-3666

1418 First Avenue, N.E. ■ Rochester, MN 55904 ■ 507/281-1390

National Office ■ 317 Pennsylvania Avenue, S.E. ■ Washington, DC 20003 ■ 202/547-1196



HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

STATE OF MINNESOTA
OFFICE OF THE ATTORNEY GENERAL
ST. PAUL 55155

September 26, 1988

ADDRESS REPLY TO:

340 BREMER TOWER
SEVENTH PL. AND MINNESOTA ST.
ST. PAUL, MN 55101
TELEPHONE:
Charities (612) 297-4613
Res. Utilities (612) 296-6504

Clean Water Action Project
317 Pennsylvania Avenue SE
Washington, DC 20003

Re: Annual Report

Dear Sir or Madam:

This office has received and reviewed the annual report which was recently filed for the above-referenced charitable organization. All materials have been properly filed as required. Consequently, your organization's registration has been continued pursuant to Minn. Stat. ch. 309.

Your next annual report and financial statement will be due six months after the close of your organization's fiscal year.

Very truly yours,

ANNE M. HENSELER
Legal Assistant

Charities Division
Telephone: (612) 296-6172

AMH:chh

NON PROFIT
FOREIGN CORPORATION

No 25893

Certificate of Authority



Be it Known, that

Clean Water Action Project
whose corporate name in Minnesota is

Clean Water Action Project

a corporation of the State of District of Columbia, incorporated on the 1st

day of September, 19 71, with perpetual existence
therefrom, and which maintains a registered office in the State of Minnesota at

Agent-Margaret M. Ladner
number 3255 Hennepin Avenue South, /, in the City of

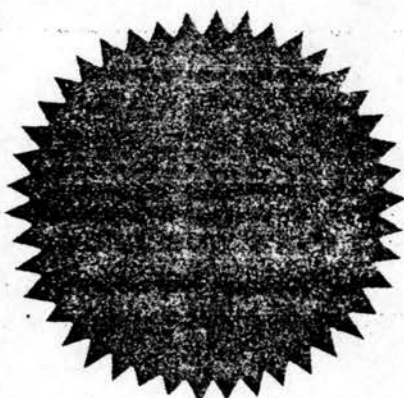
Minneapolis, County of Hennepin, has
duly complied with the provisions of the Minnesota Foreign Corporation Act, Chapter
303, Minnesota Statutes, and is authorized to do business herein with all the
powers, rights and privileges and subject to the limitations, duties and restrictions
which by law appertain thereto, as a foreign non profit corporation defined by
subdivisions 4 & 5 of Section 2, Chapter 550, Laws of 1951.

Witness my official signature hereunto
subscribed and the seal of the State of Minnesota

hereunto affixed this twenty-seventh day of

August in the year of our Lord

one thousand nine hundred and eighty-two.



Jean Anderson Graue
Secretary of State

This certificate does not entitle this corporation to transact in Minnesota the business which only a
bank, trust company or a building and loan association may transact

Reliance
SCREW PRODUCTS, INC.

Receipt #52537

2325 Louisiana Avenue N.
Minneapolis, Minn. 55427
Phone: 612-545-3703
Fax: 612-545-1508

I WANT TO
EXTEND MY
SWEET CORN
LICENSE FOR
AUG 904 DAYS
AUG 23. 24. 25. 26

Jones R Loan
CHECK 20.00
ENCLOSED

HOLMES & GRAVEN
CHARTERED

470 Pillsbury Center, Minneapolis, Minnesota 55402
(612) 337-9300

DAVID J. KENNEDY
Attorney at Law

Direct Dial (612) 337-9232

August 13, 1990

Mr. Jerry Dulgar
City Manager
City of Crystal
4141 Douglas Drive North
Crystal, Minnesota 55422

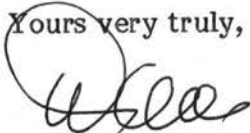
Re: Lawful Gambling Ordinance

Dear Jerry:

Enclosed find the ordinance on lawful gambling redrafted to reflect the Council's comments at the first reading. The changes from the first draft are:

1. The term bingo hall license is added to the approval process.
2. The prior language in Subd. 2 about automatic approval of initial application is removed.
3. Brooklyn Center is added to the term "trade area" in Subsection 1102.13.

Yours very truly,



David J. Kennedy

DJK:caw

ORDINANCE NO. 90-_____

AN ORDINANCE RELATING TO LAWFUL GAMBLING:
AMENDING CRYSTAL CITY CODE BY ADDING
A SECTION: REPEALING CRYSTAL CITY
CODE SUBSECTION 1100.19

THE CITY OF CRYSTAL ORDAINS:

Section 1. Crystal City Code is amended by adding a section to read as follows:

Section 1102 - Lawful Gambling

1102.01. Lawful Gambling. Subdivision 1. General Rule. Pursuant to the provisions of Minnesota Statutes, Section 340A.410, Subdivision 2, lawful gambling may be conducted on premises licensed for the sale of intoxicating liquor by organizations licensed by the Charitable Gambling Control Board (Board) under Minnesota Statutes, Sections 349.11 to 349.213 when a premises permit or bingo hall license, if required by law, therefor has been issued by the Board. Non-profit organizations licensed by the Board may conduct lawful gambling on the licensed premises or adjoining rooms of on-sale liquor establishments provided the gambling is in compliance with the law and the requirements of this section are complied with.

1102.03. City Review. Subdivision 1. City Investigation. Upon receipt of an application for a premises permit or bingo hall license or renewal thereof and payment of the investigation fee required by Subsection 1102.17 the City Manager will refer the application to the Police Chief for investigation. The Police Chief must as part of the investigation, obtain from the Board data received by the Board in the license application and premises permit application of the organization and other information that the Board may have in its possession relating to the eligibility and qualifications of the licensed organization to conduct or continue to conduct lawful gambling at the premises specified in the permit application.

Subd. 2. City Council Action. The City Council will review the application for a bingo hall license or premises permit or renewal thereof. If the application is for the renewal of an existing premises or bingo hall license permit, the Council may by resolution decline to approve the application if (i) in its judgment the conduct of lawful gambling at the premises by the applicant will adversely affect the public health, safety and welfare or (ii) the applicant has engaged in conduct constituting grounds for the revocation or suspension of an intoxicating liquor license as specified in Subsection 1005.21 of this code or both (i) and (ii) as the case may be.

Subd. 3. Prior Board Approval. The City will not consider an application for a lawful gambling premises permit or bingo hall license or renewal thereof unless (i) the application for the permit or license has been approved by the Board or (ii) the Board has indicated in writing to the City Clerk that Board approval is granted pending only the approval of the City Council.

1102.05. Eligible Organizations. The City will consider for approval only premises permits or bingo hall licenses by organizations licensed by the Board. When an application is submitted to the City the City will presume that the applicant is eligible for the permit or license under state law but will make no independent investigation of that fact.

1102.07. Limit of Licenses. On-sale establishments authorized to allow gambling are limited to one yearly lessee at premises licensed for on-sale liquor sales in the City. The City Council may by resolution authorize more than one organization to conduct lawful gambling activities at various locations for a limited period in connection with an annual civic celebration.

1102.09. Hours. Lawful gambling may be conducted only during the permitted hours of operation of the licensed on-sale establishment.

1102.11. Leases: Filing. A copy of the lease agreement between a non-profit organization and an on-sale licensee must be filed with the City Clerk within one week after execution of the lease. The lease must provide that the lessee may operate only after issuance of a license and premises permit from the Board and be subject to the terms of this Section.

1102.13. Contributions to City. Ten cents of each dollar of profits from lawful gambling within the City must be pledged and annually, prior to December 1, contributed to the City by the organization for use in lawful purposes as defined in Minnesota Statutes, Section 349.12, Subdivision 11, in the trade area of the City. For purposes of this subdivision the term "net profits" means profits less amounts expended for allowable expenses; the terms "profits" and "allowable expenses" have the meanings given them by Minnesota Statutes, Chapter 349 and rules and regulations promulgated thereunder; and the term "trade area" means the area within the boundaries of the City and within the boundaries of the cities of New Hope, Robbinsdale, Golden Valley, Brooklyn Center and Brooklyn Park. If an organization certifies to the City that at least 10% of its net profits have been expended in the trade area of the City for the lawful purposes specified by the City, the payment required by this subdivision need not be made. The contributions to the City required by this subdivision must be deposited by the City in a special City fund which must be administered by the City without cost to the fund.

1102.15. Filing. Organizations conducting lawful gambling in the City must file with the City Clerk copies of records and reports filed with the Board pursuant to Minnesota Statutes, Chapter 349 and the rules and regulations promulgated thereunder.

1102.17. Investigation Fees. An organization applying for or renewing a premises permit or bingo hall license to conduct lawful gambling in the City must pay the investigation fee set by Appendix IV to the City Clerk. If the fee is not paid the Council will not approve the permit or license under Subsection 1102.03.

Sec. 2. Crystal City Code, Subsection 1100.19, is repealed.

Sec. 3. This ordinance is effective in accordance with Crystal City Code, Subsection 110.11 and applies to gambling premises permit and bingo hall license applications received after August 1, 1990.

Dated: _____, 1990.

Mayor

Attest:

City Clerk

DAVID J. KENNEDY

Attorney at Law

Direct Dial (612) 337-9232

HOLMES & GRAVEN

CHARTERED

470 Pillsbury Center, Minneapolis, Minnesota 55402

(612) 337-9300

August 15, 1990

Mr. Jerry Dulgar
City Manager
City of Crystal
4141 Douglas Drive North
Crystal, Minnesota 55422

Re: Gambling Ordinance

Dear Jerry:

Here's a new draft of the gambling ordinance for second reading.

I've added Independent School District No. 281 to the "trade area" of the City as requested by Rollie Smothers. Jesse tells me that we've always recognized contributions to 281 as meeting the ordinance standard.

Yours very truly,



David J. Kennedy

DJK:caw

Enclosure

ORDINANCE NO. 90-_____

AN ORDINANCE RELATING TO LAWFUL GAMBLING:
AMENDING CRYSTAL CITY CODE BY ADDING
A SECTION: REPEALING CRYSTAL CITY
CODE SUBSECTION 1100.19

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1102.03. City Review. Subdivision 1. City Investigation. Upon receipt of an application for a premises permit or bingo hall license or renewal thereof and payment of the investigation fee required by Subsection 1102.17 the City Manager will refer the application to the Police Chief for investigation. The Police Chief must as part of the investigation, obtain from the Board data received by the Board in the license application and premises permit application of the organization and other information that the Board may have in its possession relating to the eligibility and qualifications of the licensed organization to conduct or continue to conduct lawful gambling at the premises specified in the permit application.

Subd. 2. City Council Action. The City Council will review the application for a bingo hall license or premises permit or renewal thereof. If the application is for the renewal of an existing premises or bingo hall license permit, the Council may by resolution decline to approve the application if (i) in its judgment the conduct of lawful gambling at the premises by the applicant will adversely affect the public health, safety and welfare or (ii) the applicant has engaged in conduct constituting grounds for the revocation or suspension of an intoxicating liquor license as specified in Subsection 1005.21 of this code or both (i) and (ii) as the case may be.

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1102.07. Limit of Licenses. On-sale establishments authorized to allow gambling are limited to one yearly lessee at premises licensed for on-sale liquor sales in the City. The City Council may by resolution authorize more than one organization to conduct lawful gambling activities at various locations for a limited period in connection with an annual civic celebration.

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1102.13. Contributions to City. Ten cents of each dollar of profits from lawful gambling within the City must be pledged and annually, prior to December 1, contributed to the City by the organization for use in lawful purposes as defined in Minnesota Statutes, Section 349.12, Subdivision 11, in the trade area of the City. For purposes of this subdivision the term "net profits" means profits less amounts expended for allowable expenses; the terms "profits" and "allowable expenses" have the meanings given them by Minnesota Statutes, Chapter 349 and rules and regulations promulgated thereunder; and the term "trade area" means the area within the boundaries of the City and within the boundaries of the cities of New Hope, Robbinsdale, Golden Valley, Brooklyn Center and Brooklyn Park and the area within the boundaries of Independent School District No. 281. If an organization certifies to the City that at least 10% of its net profits have been expended in the trade area of the City for the lawful purposes specified by the City, the payment required by this subdivision need not be made. The contributions to the City required by this subdivision must be deposited by the City in a special City fund which must be administered by the City without cost to the fund.

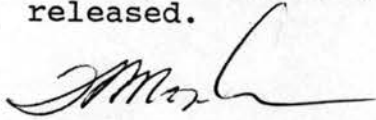
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1102.17. Investigation Fees. An organization applying for or renewing a premises permit or bingo hall license to conduct lawful gambling in the City must pay the investigation fee set by Appendix IV to the City Clerk. If the fee is not paid the Council will not approve the permit or license under Subsection 1102.03.

Sec. 2. Crystal City Code, Subsection 1100.19, is repealed.

DATE: August 15, 1990
TO: Jerry Dular, City Manager
FROM: William Monk, City Engineer
SUBJECT: Site Improvements at 4700 Welcome Avenue

Site improvements as outlined in the attached agreement were required as a condition of building permit issuance for expansion of the U.S. West facility at 4700 Welcome Avenue. The improvements are all satisfactorily complete and may now be accepted. Further, it is recommended the \$1,350 financial surety on file to guarantee completion be released.



WM/mb

EXHIBIT "A"

A G R E E M E N T

THIS AGREEMENT made by and between the City of Crystal, a municipal corporation in the State of Minnesota, hereinafter called the City, the first party, and Northwestern Bell Telephone Company, hereinafter called the second party,

WHEREAS, second party has requested that the City Council approve the issuance of a building permit.

WHEREAS, as a prerequisite to the approval of said permit, the City Council requires the construction of certain improvements for the orderly development of property known as U.S. West Communications, 4700 Welcome Avenue North.

NOW THEREFORE, in consideration of the granting of said permit, said second party agrees and covenants as follows:

- Construct V6 (minimum section) cast-in-place concrete barrier curb.
- Seal coat parking lot.
- Stripe parking stalls with white paint.
- Erect 2 handicap parking stall signs.
- Construct storm sewer and appurtenances to collect and dispose of all surface water on the site.
- Prepare and submit "as built" utility plans.
- Landscape all open and disturbed areas.

That the second party warrants and guarantees all work done under the agreement against any defect in workmanship, materials, or otherwise that may occur within one year from the date of final acceptance by the City of all said work and other requirements.

That construction work be completed prior to issuance of the occupancy permit but not later than one year from issuance of building permit.

To hold the City harmless from any and all claims which may arise from third parties for any loss or damage sustained resulting from pursuance of the above-described work.

That all just claims incurred in the completion of aforementioned work requirements shall be paid in full by said second party to all persons doing work or furnishing skill, tools, machinery, services, materials, equipment, supplies or insurance.

IN WITNESS WHEREOF we have hereunto set our hands this 25th
day of October, 1989.

SEAL

CITY OF CRYSTAL

ATTEST:

Darlene George
CITY CLERK

Betty Hester
MAYOR

MAYOR/

[Signature]

CITY MANAGER

IN THE PRESENCE OF:

W. Williams
SECOND PARTY
Flanagan

SECOND PARTY



CAVANAGH SCHOOL

CORVALLIS AVE.

CORVALLIS AVENUE

COUNTY ROAD NO. 9

WELCOME AVE.

HIGHWAY NO. 169

50TH

AVE.

NO.

TOLEDO

FAIRVIEW

FAIRVIEW

AVENUE

CRUZ AVE.

49TH

AVE.

NORTH

LAKE SIDE

48TH

AVE.

BYRON

AVE.

JEFFERSON HWY.

US West

48TH

AVENUE

NORTH

AVENUE

AVENUE

AVENUE

47th

AVENUE

NORTH

PARK

PARK

AVENUE

AVENUE

46th

AVENUE

NORTH

ZANE

YATES

XENIA

45TH

AVENUE

NORTH

WELCOME

VERA

CRUZ

CITY OF ROBBINSDALE

44TH

AVENUE

NORTH

ADAIR



Scale
1" = 400'

SHWAY

REQUEST FOR COUNCIL ACTION

TO: Mayor and City Councilmembers

FROM: Miles D. Johnson, Finance Director/Treasurer
Jessie L. Hart, Assistant Finance Director

DATE: August 14, 1990

SUBJECT: COMPLIANCE WITH TRUTH-IN-TAXATION

PROPOSED BUDGET/PROPOSED TAX LEVY

The attached is a A RESOLUTION ADOPTING PROPOSED BUDGET AND LEVYING PROPOSED TAXES FOR CERTIFICATION TO THE COUNTY AUDITOR for taxes payable in 1991. The city must adopt the resolution prior to September 1, 1990, and certify the proposed levy to the county auditor by this date. Cities **cannot** later adopt a levy that exceeds the amount it originally adopts as proposed, therefore, the attached resolution indicates the maximum amounts available for the City to levy for taxes payable in 1991. (Includes special levies outside of the levy limit).

PUBLIC HEARING

The law also states that a public hearing on the buget is to be held between November 15 and December 20, 1990. This date must be selected, along with a continuation date, and certified to the County by September 1, 1990. At this time, it is recommended that the council formally designate Monday, December 10, 1990 as the date for the public hearing on the Proposed 1991 Budget and Tuesday, December 18, 1990 as the continuation date, if necessary.

A copy of the signed resolution and the attached form indicating the public hearing date and continuation date must be fowarded to the county by September 1, 1990, in order for the city to remain in compliance with the Truth-in-Taxation Laws.

RESOLUTION NO. 90-

A RESOLUTION ADOPTING PROPOSED BUDGET AND LEVYING PROPOSED
TAXES FOR CERTIFICATION TO THE COUNTY AUDITOR

THAT WHEREAS, Section 7.06 of the City of Crystal Charter requires adoption of an annual budget appropriating certain budgeted funds and

WHEREAS, the attached proposed budget does show in detail the appropriation to each department under the several funds, and

WHEREAS, State Law and the Charter require certification of taxes levied,

THEREFORE, BE IT RESOLVED that there shall be appropriated to the specific funds the proposed amounts indicated:

General Fund (City Operations)	\$6,369,395
Police Relief Association	86,357
Fire Relief Association	44,311
PERA-FICA Pension	235,000
Audit Costs	15,000
Bonded Debt:	
Community Center	243,422
Equipment Certificate	236,600

BE IT FURTHER RESOLVED that there is hereby levied for certification to the County Auditor the following proposed amounts as indicated:

General Fund (City Operations)	\$3,003,585
Police Relief Association	86,357
Fire Relief Association	44,311
PERA-FICA Pension	235,000
Audit Costs	15,000
Bonded Debt:	
Community Center	243,422
Equipment Certificates	236,600

BE IT FURTHER RESOLVED: (i) that this proposed operating budget resolution and the accompanying proposed tax levies are being submitted by the City in accordance with Minnesota Statutes, Section 275.065 and other applicable law in effect on this date; and (ii) that the City Council declares its intent to take all necessary actions legally permissible to conform with the laws, rulings, and regulations now or hereafter applicable to the submission and approval of the City's budget and tax levies both proposed and final.

By roll call and voting aye:

Adopted by the Crystal City Council this 21st day of August 1990.

John Moravec

Garry Grimes

E. Gary Joselyn

Elmer Carlson

John T. Irving

Pauline Langsdorf

Betty Herbes, Mayor

ATTEST:

City Clerk

Truth in Taxation Public Hearing Dates

Date: August 21, 1990

City Name City of Crystal

City Number MUNIC #54

Contact Person Miles D. Johnson, Finance Director/Treasurer

Phone Number 612-537-8421 Extension 110

Public Hearing

Reconvened Hearing

Date: Monday
December 10, 1990

Tuesday
December 18, 1990

Time: 7:00 pm

7:00 pm

Location: 4141 Douglas Drive No.
Crystal, MN 55421
Council Chambers

4141 Douglas Drive No.
Crystal, MN 55421
Council Chambers

Please return this form in the enclosed envelope as soon as possible
but no later than SEPTEMBER 1, 1990.

REQUEST FOR COUNCIL ACTION

TO: Mayor and City Councilmembers
FROM: Miles D. Johnson, Finance Director/Treasurer
Jessie L. Hart, Assistant Finance Director
DATE: August 14, 1990
SUBJECT: EFFECT OF LOCAL GOVERNMENT AID REDUCTIONS

During the 1990 Legislative Session, the State Legislature voted to decrease the state aid to cities for 1990 in an attempt to balance the state's budget. The effect of this action on the City of Crystal was a reduction in state aid of \$82,909.

This reduction had a negative effect on the 1990 operating budget due to the fact that the state aid revenues had been "anticipated" when the budget was balanced and adopted.

We have gone through the books thoroughly in an attempt to make cuts to offset the reduction in revenues in order to maintain a balanced budget for 1990. The changes we recommend are as follow:

Reduce Local Government Aid per state requirements by \$82,909

Increase the account for Sale of Property by \$18,000 due to the sale of one fire engine and higher than budgeted proceeds on the county vehicle auction.

Decrease Election service contracts by \$2,500 because the service contract paid in 1989 covered two years.

Decrease Non-Departmental salary contingency by \$62,409. All raises have been given and 4% has been set aside for the unions that have not yet settled for 1990 (Police Officers and Managers).

The net effect of the above listed adjustments is a reduction of \$64,909 in the 1990 General Fund Operating Budget which went from \$6,196,071 as adopted to \$6,131,162.

It is recommended that the council adopt the attached resolution formally amending the 1990 General Fund Operating Budget for state imposed reductions in state aid.

RESOLUTION NO. 90 -

A RESOLUTION AMENDING THE 1990 GENERAL FUND BUDGET
DUE TO REDUCTION OF STATE AID

THAT WHEREAS, Section 7.06 of the City of Crystal Charter requires adoption of an annual budget appropriating certain budgeted funds, and

WHEREAS, the State of Minnesota has reduced the Local Government Aid by \$82,909 which had been budgeted for the 1990 General Fund Operating Budget, and

WHEREAS, adjustments to the 1990 General Fund Operating Budget are necessary to reflect this reduction in state aid,

THEREFORE, BE IT RESOLVED that projected revenues for 1990 shall be amended (decreased) as follows:

Local Government Aid	\$ (82,909)
Sale of Property (Fire Truck)	18,000

BE IT FURTHER RESOLVED that budgeted expenditures for 1990 shall be amended (decreased) in the following departments:

Elections (Service Contracts)	\$ (2,500)
Non-Departmental (Salary Cont)	(62,409)

BE IT FURTHER RESOLVED that these amendments decrease the 1990 General Fund Operating Budget from \$6,196,071 to \$6,131,162.

By roll call and voting aye:

Adopted by the Crystal City Council this 21st day of August 1990.

John Moravec

Garry Grimes

E. Gary Joselyn

Elmer Carlson

John T. Irving

Pauline Langsdorf

Betty Herbes, Mayor

ATTEST:

City Clerk

MEMORANDUM

TO: Jerry Dular, City Manager

FROM: Jessie Hart, Assistant Finance Director ^{JCH}

DATE: August 7, 1990

SUBJECT: Storm Damage to City Trees

Attached is a memo and copies of bills from Chris Schulte, City Forester, for damage caused to trees on City properties. The total costs, to clean up damage done by storms on June 21 and July 8, amounted to \$3,107.00. This dollar amount was not anticipated nor was it budgeted, therefore we are requesting that this amount be allocated from the Council Emergency Reserve fund for 1990.

MEMO

DATE: 8-2-90

TO: Jesse Hart, Assistant to the Finance Director

FROM: Chris Schulte, City Forester *CJS*

RE: Storm Damage Payments

Here is my documentation for all the storm damage work done this year by Tim's Tree Service so far. The storm damage occurred 6-21-90 and 7-8-90. I released the work to Tim at those times. The work consisted mainly of removing branches from the streets and parks.

I have paid out a total of \$3107.00 for this storm damage from my 4420 account as you had suggested. Hopefully, some relief can be gained for the Dept. 34 budget as I only have \$10,000 set aside for tree removals for the year. To be sure, this was an unexpected and unbudgeted for expense.

Please let me know if you need anything else concerning this request.

DATE: 6/27/90

TO: Miles Johnson - City Finance Director

FROM: Chris Schulte - City Forester

RE: Payment to City Tree Contractor.

Please pay \$ 987.00 to: Tim's Tree Service
5612 Corvallis Ave. N.
Crystal, MN 55429

This company is contracted to be the city tree contractor.
Their bill is attached.

Also, please note the account code below.

Chris Schulte
City Forester

6/27/90
Date

All Public
Storm damage
work.
Chris

Received 6/27/90
Approved for payment JS
Date of Approval 6/27/90
Code 01-4420-000-34 987.00

STATEMENT

TIM'S TREE SERVICE, INC.

5612 Corvallis Ave. No.
CRYSTAL, MN 55429
535-5839



TRIMMING

REMOVAL

STUMPING

FULLY INSURED

TO: City of Crystal
4800 Douglas Dr. No.
Crystal, MN 55429

531-0052

ATT: Cris Schulte

PLEASE DETACH AND RETURN WITH YOUR REMITTANCE \$ 987.00

JOB DESCRIPTION

DATE 6-27-90

Storm Damage		
4601 Colorado Ave. N./ Box Elder		100.00
Bassit Creek Park/ Box Elder		119.00
43rd & Jersey/ Park Siberian Elm		168.00
5401 35th Ave. N./ Ash		25.00
4553 Brunswick Ave. N./ Poplar		55.00
36th and Noble/ Cottonwood		70.00
43rd & Memory Ln./ Box Elder		135.00
43rd & Jersey/ Soberian Elm		18.00
2966 Kentucky Ave. N./ Box Elder		34.00
4740 Regent/ Hackberry		168.00
6929 Lombardy Ave. N./ Box Elder		95.00
	No sales tax 6% Tax	
	TOTAL	987.00

ORDERED BY: _____

SALESMAN'S NAME: _____

PAYABLE ON RECEIPT

TIM'S TREE SERVICE

DATE: 7/30/90

TO: Miles Johnson - City Finance Director

FROM: Chris Schulte - City Forester

RE: Payment to City Tree Contractor.

Please pay \$ 1580.00 to: Tim's Tree Service
5612 Corvallis Ave. N.
Crystal, MN 55429

This company is contracted to be the city tree contractor.
Their bill is attached.

Also, please note the account code below.

Christopher Schulte
City Forester

7/30/90
Date

ALL STORM DAMAGE

Received 7/27/90

Approved for payment CJS

Date of Approval 7/30/90

Code 01-4420-000-34 1580.00

STATEMENT

TIM'S TREE SERVICE, INC.

5612 Corvallis Ave. No.
CRYSTAL, MN 55429
535-5839



TRIMMING

REMOVAL

STUMPING

FULLY INSURED

TO: CITY of CRYSTAL 531-0052

4141 Douglas Dr. No.

Crystal, MN 55422

ATTN: Chris Schulte

Page 1

PLEASE DETACH AND RETURN WITH YOUR REMITTANCE

\$ 1580.00

JOB DESCRIPTION

DATE 7-27-90

Storm Damage:

5200 34th Place

3400 Regent Ave. No.

3457 Regent Ave. No.

5109 35th Ave. No.

3117 Welcome Ave. No.

3306 Zane Ave. No.

3320 Zane Ave. No.

3334 Zane Ave. No.

3219 Adair Ave. No.

3220 Brunswick Ave. No.

3224 Brunswick Ave. No.

3555 Brunswick Ave. No.

3812 Florida Ave. No.

44th and louisanna Ave. No.

5543 Maryland Ave. No.

ORDERED BY: _____

SALESMAN'S NAME: _____

6% Tax

Cont. On

TOTAL

Page 2

PAYABLE ON RECEIPT

TIM'S TREE SERVICE

STATEMENT

TIM'S TREE SERVICE, INC.

5612 Corvallis Ave. No.

CRYSTAL, MN 55429

535-5839



TRIMMING

REMOVAL

STUMPING

FULLY INSURED

TO: City of Crystal
4141 Douglas Dr. No.
Crystal, MN 55422

Page 2

PLEASE DETACH AND RETURN WITH YOUR REMITTANCE \$ 1580.00

JOB DESCRIPTION

DATE 7-27-90

7-11-90 Bucket truck, operator, and labor. 7:00 - 10:30 = 3.5 x 90 =		315.00
7-26-90 Bucket truck, operator, and labor. 10:00 - 12:30 = 2.5 x 90 =		225.00
7-27-90 Bucket, operator, and labor. 7:00 - 9:00 = 2 x 90 =		180.00
7-27-90 Clam truck, and operator. 11:00 - 3:30 = 4 x 65 =		260.00
2 loads @ \$300.00 each =		600.00
NO STORM DAMAGE		
Thank you!		
Firm	6% Tax	EXEMPT
ORDERED BY: _____	TOTAL	<u>1580.00</u>
SALESMAN'S NAME: _____		

PAYABLE ON RECEIPT

TIM'S TREE SERVICE

DATE: 8/2/90

TO: Miles Johnson - City Finance Director

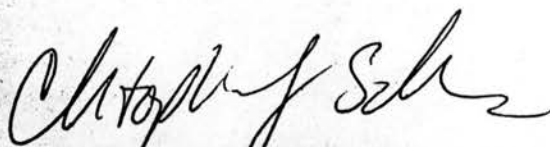
FROM: Chris Schulte - City Forester

RE: Payment to City Tree Contractor.

Please pay \$ 540.00 to: Tim's Tree Service
5612 Corvallis Ave. N.
Crystal, MN 55429

This company is contracted to be the city tree contractor.
Their bill is attached.

Also, please note the account code below.



City Forester

8/2/90
Date

This is storm clean-up
debris.

Received 8/2/90
Approved for payment CJS
Date of Approval 8/2/90
Code 01-4420-000-34 540.00

STATEMENT

TIM'S TREE SERVICE, INC.

5612 Corvallis Ave. No.
CRYSTAL, MN 55429
535-5839



TRIMMING

REMOVAL

STUMPING

FULLY INSURED

To: City of Crystal

531-0052

4141 Douglas Dr.Crystal, MN 55422

ATTN: Charlie Tostenson

PLEASE DETACH AND RETURN WITH YOUR REMITTANCE \$ 540.00

JOB DESCRIPTION

DATE 7-27-90

Hauling of brush to yard			
7-9-90: 4 loads			
7-10-90: 7 loads			
7-11-90: 3 loads			
7-12-90: 1 flatbed load, 1-110 = 2			
7-18-90: 2 loads			
18 loads @ \$30.00 each =			540.00
Thank you! Tim	6% Tax	EXEMPT	
ORDERED BY: _____	TOTAL		540.00
SALESMAN'S NAME: _____			

PAYABLE ON RECEIPT

TIM'S TREE SERVICE

Memorandum

DATE: August 17, 1990

TO: Jerry Dular, City Manager *Nancy*

FROM: Nancy Gohman, Assistant Manager

SUBJECT: Labor Agreement between the City of Crystal & Police
Officers Law Enforcement Labor Services, Inc. Local #44

We have finally come to an agreement with our police officers for a contract for 1990. Listed below is the summary of changes to the agreement effective January 1, 1990 through December 31, 1990.

1. Wages - 4 percent retroactive to January 1, 1990.
2. Court time - 3 hours court time for the following shifts: 10 p.m. to 7 a.m., 5 p.m. to 2 a.m., 5 p.m. to 3 a.m. (This adjustment was made merely to follow their current 1990 shift scheduling practices.)
3. Insurance - \$220 per month maximum, same as existing City policy.
4. Severance - Employees terminating their employment with the City except employees who are discharged for cause will be paid 40 percent of the employees accumulated sick leave to a maximum cap of 960 hours. (Previous contract 33 1/3 percent with no cap).
5. Comp time - Maximum accumulation of comp time is 40 hours (same as existing City policy). Employees will be able to cash out banked comp time once per year by December 1 of each year. The City will allow carry over of maximum of 40 hours of comp time from year-to-year.
6. Light duty - Police officers had requested some sort of light duty policy for the City. Since the spring of 1990, the City of Crystal has adopted and has been using a light duty policy for all departments. This light duty policy is not part of the contract agreement but it is a City policy that both officers and management wanted in effect for the City as a whole.

This looks like a good solid contract and would recommend Council approval at the August 21st regular City Council meeting. The only contract left to be settled is for the two police managers.

NG/js

LABOR AGREEMENT

BETWEEN

THE CITY OF CRYSTAL

AND

LAW ENFORCEMENT LABOR SERVICES, INC.

LOCAL #44

Effective January 1, 1990 through December 31, 1990.

TABLE OF CONTENTS

ARTICLE I.	PURPOSE OF AGREEMENT	1
ARTICLE II.	RECOGNITION	1
ARTICLE III.	DEFINITIONS	2
ARTICLE IV.	EMPLOYER SECURITY	3
ARTICLE V.	EMPLOYER AUTHORITY	3
ARTICLE VI.	UNION SECURITY	3
ARTICLE VII.	EMPLOYEE RIGHTS- Grievance Procedures	4
ARTICLE VIII.	SAVINGS CLAUSE	9
ARTICLE IX.	SENIORITY	10
ARTICLE X.	DISCIPLINE	10
ARTICLE XI.	CONSTITUTIONAL PROTECTION	11
ARTICLE XII.	WORK SCHEDULE	12
ARTICLE XIII.	OVERTIME	12
ARTICLE XIV.	COMPENSATORY TIME	13
ARTICLE XV.	COURT TIME	13
ARTICLE XVI.	CALL BACK TIME	13
ARTICLE XVII.	WORKING OUT OF CLASSIFICATION	14
ARTICLE XVIII.	INSURANCE	14
ARTICLE XIX.	STANDBY PAY	15
ARTICLE XX.	UNIFORMS	15
ARTICLE XXI.	INJURY ON DUTY	15
ARTICLE XXII.	LONGEVITY AND EDUCATIONAL INCENTIVE	15
ARTICLE XXIII.	SEVERANCE PAY	17
ARTICLE XXIV.	SICK LEAVE	18
ARTICLE XXV.	VACATION SCHEDULE	19

ARTICLE XXVI.	HOLIDAYS	19
ARTICLE XXVII.	TUITION	20
ARTICLE XXVIII.	HOME PICK-UP	20
ARTICLE XXIX.	WAGE RATES	20
ARTICLE XXX.	WAIVER	21
ARTICLE XXXI.	DURATION	22

LABOR AGREEMENT
BETWEEN
THE CITY OF CRYSTAL
AND
LAW ENFORCEMENT LABOR SERVICES
LOCAL #44

ARTICLE I PURPOSE OF AGREEMENT

This AGREEMENT is entered into as of _____, 1990, between the City of Crystal, hereinafter call the EMPLOYER, and, the Law Enforcement Labor Services Local #44, hereinafter called the UNION.

It is the intent and purpose of this AGREEMENT to:

- 1.1 Establish procedures for the resolution of disputes concerning this AGREEMENT'S interpretation and/or application; and,
- 1.2 Place in written form the parties' agreement upon terms and conditions of employment for the duration of this AGREEMENT.

ARTICLE II RECOGNITION

- 2.1 The EMPLOYER recognizes the UNION as the exclusive representative under Minnesota Statutes, Section 179.71, Subdivision 3, for all police personnel in the following job classifications:

Police Officer (Patrolman)

- 2.2 In the event the EMPLOYER and the UNION are unable to agree as to the inclusion or exclusion of a new or modified job class, the issue shall be submitted to the Bureau of Mediation Services for determination.

ARTICLE III DEFINITIONS

- 3.1 UNION: Law Enforcement Labor Services Local #44.
- 3.2 UNION MEMBER: A member of the Law Enforcement Labor Services.
- 3.3 EMPLOYEE: A member of the exclusively recognized bargaining unit.
- 3.4 DEPARTMENT: The City of Crystal Police Department.
- 3.5 EMPLOYER: The City of Crystal.
- 3.6 CHIEF: The Chief of the City of Crystal Police Department.
- 3.7 UNION OFFICER: Officer elected or appointed by the Law Enforcement Labor Services.
- 3.8 INVESTIGATOR/DETECTIVE: An employee specifically assigned by the EMPLOYER to the job classification and/or job position of INVESTIGATOR/DETECTIVE.
- 3.9 OVERTIME: Work performed at the express authorization of the EMPLOYER in excess of the EMPLOYEE'S scheduled shift.
- 3.10 SCHEDULED SHIFT: A consecutive work period including rest breaks and a lunch break.
- 3.11 REST BREAKS: Periods during the SCHEDULED SHIFT during which the employee remains on continual duty and is responsible for assigned duties.
- 3.12 LUNCH BREAK: A period during the SCHEDULED SHIFT during which the employee remains on continual duty and is responsible for assigned duties.
- 3.13 STRIKE: Concerted action in failing to report for duty; the willful absence from one's position; the stoppage of work, slow-down or abstinence in whole or in part from the full,

faithful and proper performance of the duties of employment for the purposes of inducing, influencing or coercing a change in the conditions or compensation or the rights, privileges or obligations of employment.

ARTICLE IV EMPLOYER SECURITY

The UNION agrees that during the life of this AGREEMENT that the UNION will not cause, encourage, participate in or support any strike, slow-down or other interruption of or interference with the normal functions of the EMPLOYER.

ARTICLE V EMPLOYER AUTHORITY

5.1 The EMPLOYER retains the full and unrestricted right to operate and manage all manpower, facilities, and equipment; to establish functions and programs; to set and amend budgets; to determine the utilization of technology; to establish and modify the organizational structure; to select, direct, and determine the number of personnel; to establish work schedules; and to perform any inherent managerial function not specifically limited by this AGREEMENT.

5.2 Any term and condition of employment not specifically established or modified by this AGREEMENT shall remain solely within the discretion of the EMPLOYER to modify, establish, or eliminate.

ARTICLE VI UNION SECURITY

6.1 The EMPLOYER shall deduct from the wages of employees who authorize such a deduction, in writing, an amount necessary

to cover monthly UNION dues. Such monies shall be remitted as directed by the UNION.

6.2 The UNION may designate employees from the bargaining unit to act as steward and an alternate and shall inform the EMPLOYER in writing of such choice and changes in the position of steward and/or alternate.

6.3 The EMPLOYER shall make space available on the employee bulletin board for posting UNION notice(s) and announcement(s).

6.4 The UNION agrees to indemnify and hold the EMPLOYER harmless against any and all claims, suits, orders, or judgments brought or issued against the EMPLOYER as a result of any action taken or not taken by the EMPLOYER under the provisions of this Article.

ARTICLE VII. EMPLOYEE RIGHTS - GRIEVANCE PROCEDURE

7.1 Definition of a Grievance

A grievance is defined as a dispute or disagreement as to the interpretation or application of the specific terms and conditions of this AGREEMENT.

7.2 Union Representatives

The EMPLOYER will recognize REPRESENTATIVES designated by the UNION as the grievance representatives of the bargaining unit having the duties and responsibilities established by this Article. The UNION shall notify the EMPLOYER in writing of the names of such UNION REPRESENTATIVES and of their successors when so designated as provided by 6.2 of this AGREEMENT.

7.3 Processing of a Grievance

It is recognized and accepted by the UNION and the EMPLOYER that the processing of grievances as hereinafter provided is limited by the job duties and responsibilities of the EMPLOYEES and shall therefore be accomplished during normal working hours only when consistent with such EMPLOYEE duties and responsibilities. The aggrieved EMPLOYEE and UNION REPRESENTATIVE shall be allowed a reasonable amount of time without loss in pay when a grievance is investigated and presented to the EMPLOYER during normal working hours provided that the EMPLOYEE and the UNION REPRESENTATIVE have notified and received the approval of the designated supervisor who has determined that such absence is reasonable and would not be detrimental to the work programs of the EMPLOYER.

7.4 Procedure

Grievances, as defined by Section 7.1, shall be resolved in conformance with the following procedure:

Step 1. An EMPLOYEE claiming a violation concerning the interpretation or application of this AGREEMENT shall, within twenty-one (21) calendar days after such alleged violation has occurred, present such grievance to the EMPLOYEE'S supervisor as designated by the EMPLOYER. The EMPLOYER-designated representative will discuss and give an answer to such Step 1 grievance within ten (10) calendar days after receipt. A grievance, not resolved in Step 1 and appealed to Step 2, shall be placed in writing setting forth

the nature of the grievance, the facts on which it is based, the provision or provisions of the AGREEMENT allegedly violated, the remedy requested, and shall be appealed to Step 2 within ten (10) calendar days after the EMPLOYER-designated representative's final answer in Step 1. Any grievance not appealed in writing to Step 2 by the UNION within ten (10) calendar days shall be considered waived.

Step 2. If appealed, the written grievance shall be presented by the UNION and discussed with the EMPLOYER-designated Step 2 representative. The EMPLOYER-designated representative shall give the UNION the EMPLOYER'S Step 2 answer in writing within ten (10) calendar days after receipt of such Step 2 grievance. A grievance not resolved in Step 2 may be appealed to Step 3 within ten (10) calendar days following the EMPLOYER-designated representative's final Step 2 answer. Any grievance not appealed in writing to Step 3 by the UNION within ten (10) calendar days shall be considered waived.

Step 3. If appealed, the written grievance shall be presented by the UNION and discussed with the EMPLOYER-designated Step 3 representative. The EMPLOYER-designated representative shall give the UNION the EMPLOYER'S answer in writing within ten (10) calendar days after receipt of such of such Step 3 grievance. A grievance not resolved in Step 3 may be appealed to Step 4 within ten (10) calendar days following the EMPLOYER-designated representative's final answer in Step 3. Any grievance not appealed in writing to

Step 4 by the UNION within ten (10) calendar days shall be considered waived.

Step 4. A grievance unresolved in Step 3 and appealed to Step 4 by the UNION shall be submitted to arbitration, subject to the provisions of the Public Employment Labor Relations Act of 1971. The selection of an arbitrator shall be made in accordance with the "Rules Governing the Arbitration of Grievances" as established by the Public Employment Relations Board.

7.5 Arbitrator's Authority

- A. The arbitrator shall have no right to amend, modify, nullify, ignore, and to, or subtract from the terms and conditions of this AGREEMENT. The arbitrator shall consider and decide only the specific issue(s) submitted in writing by the EMPLOYER and the UNION, and shall have no authority to make a decision on any other issue not so submitted.
- B. The arbitrator shall be without power to make decisions contrary to, or inconsistent with, or modifying or varying in any way the application of laws, rules, or regulations having the force and effect of law. The arbitrator's decision shall be submitted in writing within thirty (30) days following close of the hearing or submission of briefs by the parties, whichever be later, unless the parties agree to an extension. The decision shall be binding on both the EMPLOYER and the UNION and shall be based solely on the arbitrator's

interpretation or application of the express terms of this AGREEMENT and to the facts of the grievance presented.

- C. The fees and expenses for the arbitrator's services and proceedings shall be borne equally by the EMPLOYER and the UNION provided that each party shall be responsible for compensating its own representatives and witnesses. If either party desires a verbatim record of the proceedings, it may cause such a record to be made, providing it pays for the record. If both parties desire a verbatim record of the proceedings, the cost shall be shared equally.

7.6 Waiver.

If a grievance is not presented within the time limits set forth above, it shall be considered "waived". If a grievance is not appealed to the next step within the specified time limit or any agreed extension thereof, it shall be considered settled on the basis of the EMPLOYER'S last answer. If the EMPLOYER does not answer a grievance or an appeal thereof within the specified time limits, the UNION may elect to treat the grievance as denied at that step and immediately appeal the grievance to the next step. The time limit in each step may be extended by mutual written agreement of the EMPLOYER and the UNION in each step.

7.7 Choice of Remedy.

If, as a result of the written EMPLOYER response in Step 3 the grievance remains unresolved, and if the grievance involves the suspension, demotion, or discharge of an employee who has completed the required probationary period, the grievance may be appealed either to Step 4 of Article VII or a procedure such as:

Civil Service, Veteran's Preference or Fair Employment.

If appealed to any procedure other than Step 4 of Article VII, the grievance is not subject to the arbitration procedure as provided in Step 4 of Article VII. The aggrieved employee shall indicate in writing which procedure is to be utilized -- Step 4 of Article VII or another appeal procedure -- and shall sign a statement to the effect that the choice of any other hearing precludes the aggrieved employee from making a subsequent appeal through Step 4 of Article VII.

ARTICLE VIII SAVINGS CLAUSE

This AGREEMENT is subject to the laws of the United States, the State of Minnesota and the City of Crystal. In the event any provision of this AGREEMENT shall be held to be contrary to law by a court of competent jurisdiction from whose final judgment or decree no appeal has been taken within the time provided, such provisions shall be voided. All other provisions of this AGREEMENT shall continue in full force and effect. The voided provision may be discussed at the written request of either party.

ARTICLE IX SENIORITY

- 9.1 Seniority shall be determined by the employee's length of continuous employment with the Police Department and posted in an appropriate location. Seniority rosters may be maintained by the Chief on the basis of time in grade and time within specific classifications.
- 9.2 During the probationary period, a newly hired or rehired employee may be discharged at the sole discretion of the EMPLOYER. During the probationary period, a promoted or reassigned employee may be replaced in their previous position at the sole discretion of the EMPLOYER.
- 9.3 A reduction of work force will be accomplished on the basis of seniority. Employees shall be recalled from layoff on the basis of seniority. An employee on layoff shall have an opportunity to return to work within two (2) years of the time of their layoff before any new employee is hired.
- 9.4 Senior employees will be given preference with regard to transfer, job classification assignments and promotions when the job-relevant qualifications of employees are equal.
- 9.5 Senior qualified employees shall be given shift assignment preference after eighteen (18) months of continuous full-time employment.
- 9.6 One continuous vacation period shall be selected on the basis of seniority until March 15 of each calendar year.

ARTICLE X DISCIPLINE

- 10.1 The EMPLOYER will discipline employees for just cause only. Discipline will be in one or more of the following forms:

- a) oral reprimand;
- b) written reprimand;
- c) suspension;
- d) demotion; or
- e) discharge.

10.2 Suspensions, demotions and discharges will be in written form.

10.3 Written reprimands, notices of suspension, and notices of discharge which are to become part of an employee's personnel file shall be read and acknowledged by signature of the employee. Employees and the UNION will receive a copy of such reprimands and/or notices.

10.4 Employees may examine their own individual personnel files at reasonable times under the direct supervision of the EMPLOYER.

10.5 Discharges will be preceded by a five (5) day suspension without pay.

10.6 Employees will not be questioned concerning an investigation of disciplinary action unless the employee has been given an opportunity to have a UNION representative present at such questioning.

10.7 Grievances relating to this Article shall be initiated by the UNION in Step 3 of the grievance procedure under ARTICLE VII.

ARTICLE XI CONSTITUTIONAL PROTECTION

Employees shall have the rights granted to all citizens by the United States and Minnesota State Constitutions.

ARTICLE XII WORK SCHEDULES

12.1 The normal work year is two thousand and eighty (2,080) hours to be accounted for by each employee through:

- a) hours worked on assigned shifts;
- b) holidays;
- c) assigned training; and
- d) authorized leave time.

12.2 Holidays and authorized leave time is to be calculated on the basis of the actual length of time of the assigned shifts.

12.3 Nothing contained in this or any other Article shall be interpreted to be a guarantee of a minimum or maximum number of hours the EMPLOYER may assign employees.

ARTICLE XIII OVERTIME

13.1 Employees will be compensated at one and one-half (1-1/2) times the employee's regular base pay rate for hours worked in excess of the employee's regularly scheduled shift. Changes of shifts do not qualify an employee for overtime under this Article.

13.2 Overtime will be distributed as equally as practicable.

13.3 Overtime refused by employees will, for record purposes under Article 13.2, be considered as unpaid overtime worked.

13.4 For the purpose of computing overtime compensation, overtime hours worked shall not be pyramided, compounded, or paid twice for the same hours worked.

13.5 Overtime will be calculated to the nearest fifteen (15) minutes.

13.6 Employees have the obligation to work overtime or call backs if requested by the EMPLOYER unless unusual circumstances prevent the employee from so working.

ARTICLE XIV COMPENSATORY TIME

An employee may earn compensatory time off at the rate of one and one-half (1-1/2) times in lieu of paid overtime under Article 13.1. An employee may accrue up to a maximum of 40 hours of compensatory time. Employees will be able to cash out banked comp time once per calendar year by requesting to do so no later than December 1 of each year. The use of compensatory time shall be in accordance with current vacation practices.

ARTICLE XV. COURT TIME

An employee who is required to appear in Court during their scheduled off-duty time, shall receive a minimum of two (2) hours' pay at one and one-half (1-1/2) times the employee's base pay rate. An extension or early report to a regularly scheduled shift for Court appearance does not qualify the employee for the two (2) hour minimum. Any employee who is required to appear in Court during their scheduled off-duty time within twelve (12) hours of having completed either a 10:00 p.m. to 7:00 a.m., 5:00 p.m. to 2:00 a.m., or 5:00 p.m. to 3:00 a.m. shift shall receive a minimum of three (3) hours pay at one and one-half (1-1/2) times the employee's base pay rate.

ARTICLE XVI. CALL BACK TIME

An employee who is called to duty during their scheduled off-duty time shall receive a minimum of two (2) hours' pay at one and one-half (1-1/2) times the employee's base pay rate. An

extension or early report to a regularly scheduled shift for duty does not qualify the employee for the two (2) hour minimum.

ARTICLE XVII WORKING OUT OF CLASSIFICATION

Employees assigned by the EMPLOYER to assume the full responsibilities and authority of a higher job classification shall receive the salary schedule of the higher classification of the duration of the assignment.

ARTICLE XVIII INSURANCE

The Employer will contribute up to a maximum of two hundred twenty dollars (\$220.00) per month per employee in 1990 toward health and life insurance, up to fifteen dollars (\$15.00) of the maximum amount may be used for dental insurance. Employees may elect to participate in the employee flexible benefit account. All employees who retire after January 1, 1986, under a full, unreduced retirement benefit from the Public Employees Retirement Association or the Crystal Police Relief Association and all present retirees, who are currently members of the City of Crystal group hospitalization insurance plan, who have retired under a full, unreduced retirement benefit from the Public Employees Retirement Association or the Crystal Police Relief Association, shall have the option of retaining membership in the City of Crystal's group hospitalization insurance plan for which the City will pay the single person premium until such time as the retiree is eligible for Medicare coverage, and further, if the retiree desires to continue family coverage, the additional cost for family coverage shall be paid monthly by the retiree to the City of Crystal.

ARTICLE XIX STANDBY PAY

Employees required by the EMPLOYER to standby shall be paid for such standby time at the rate of one (1) hour's pay for each hour on standby.

ARTICLE XX UNIFORMS

The EMPLOYER shall provide required uniform and equipment items. The EMPLOYER will provide any required plainclothes dress.

ARTICLE XXI INJURY ON DUTY

Employees injured during the performance of their duties for the EMPLOYER and thereby rendered unable to work for the EMPLOYER, will be paid the difference between the EMPLOYEE'S regular pay and Workers' Compensation insurance payments for a period not to exceed ninety (90) working days per injury, not charged to the EMPLOYEE'S vacation, sick leave or other accumulated paid benefits, after a five (5) working day initial waiting period per injury. The five (5) working day waiting period shall be charged to the EMPLOYEE'S sick leave account less Workers' Compensation insurance payments.

ARTICLE XXII LONGEVITY AND EDUCATIONAL INCENTIVE

21.1 After four (4) years of continuous employment, each EMPLOYEE shall choose to be paid three percent (3%) of the EMPLOYEE'S base rate or supplementary pay based on educational credits as outlined in 21.6 of this Article.

21.2 After eight (8) years of continuous employment, each EMPLOYEE shall choose to be paid supplementary pay of five percent (5%) of the EMPLOYEE'S base rate or supplementary

pay based on educational credits as outlined in 21.6 of this Article.

21.3 After twelve (12) years of continuous employment, each EMPLOYEE shall choose to be paid supplementary pay of seven percent (7%) of the EMPLOYEE'S base rate or supplementary pay based on educational credits as outline in 21.6 of this Article.

21.4 After sixteen (16) years of continuous employment, each EMPLOYEE shall choose to be paid supplementary pay of nine percent (9%) of the EMPLOYEE'S base rate or supplementary pay based on educational credits as outline in 21.6 of this Article.

21.5 EMPLOYEES may choose supplementary pay either for length of service or for educational credits no more often than once every twelve (12) months.

21.6 Supplementary pay based on educational credits will be paid to employees after twelve (12) months of continuous employment at the rate of:

<u>Education Credits Stated in Terms of College Quarter Credits</u>	<u>Percentage Pay Increment</u>
45 - 89	3%
90 - 134	5%
135 - 179	7%
180 or more	9%

Not all courses are to be eligible for credit. Courses receiving qualifying credits must be job related. (Thus, a 4 year degree is not automatically 180 credits -- or a 2 year certificate is not automatically 90 credits.) Job-related courses plus those formally required to enter such

courses shall be counted. If Principles of Psychology (8 credits) is required before taking Psychology of Police Work (3 credits), completion of these courses would yield a total of 11 qualifying credits. C.E.U.'s (Continuing Education Units) in job-related seminars, short courses, institutes, etc. shall also be counted. The EMPLOYER shall determine which courses are job-related. Disputes are grievable based on the criteria outlined in the award of Minnesota Bureau of Mediation Services Case No. 78-PN-370-A.

- 21.7 Employees hired after March 31, 1986, shall not be eligible for educational incentive pay as outlined in 21.6 of this Article.

ARTICLE XXIII

SEVERANCE PAY

Employees terminating their employment with the City after December 31, 1982 with ten (10) years or more of continuous service, except employees who are discharged for cause, will be paid forty (40%) of the employee's accumulated sick leave including "banked sick leave" to a maximum cap of 960 hours. Employees who have accumulated more than 960 hours of sick leave at the date of this contract will be capped at their existing amount, however, if such employee uses and falls below the existing amount, their cap will be adjusted to that maximum amount or 960 hours, whichever is greater. Once an employee originally capped at a higher rate falls below 960 hours, their maximum cap will be 960 hours.

ARTICLE XXIV

SICK LEAVE

All full-time employees in the classified service will accrue eight (8) hours' sick leave per month at the rate of three point six seven eight (3.678) hours per pay period, until they reach a maximum of nine hundred sixty (960) hours, at which time they will continue to accrue sick leave at the same rate and on the same basis and this additional sick leave will be called "banked sick leave" and can only be used upon the completed deletion of the nine hundred sixty (960) hours of accumulated sick leave, with the exception that no accrued sick leave can be used during the first six (6) months period.

Sick leave may be granted only for the absence from duty because of illness, doctor's appointments, legal quarantine, or death or serious illness in the immediate family. Employees claiming sick leave may be required to provide evidence in the form of a certificate from the attending physician or otherwise, of the adequacy of the reason for an employee's absence during the time for which sick leave is granted.

EMPLOYEE, or a person designated by the EMPLOYEE, is expected to notify their supervisor before beginning of shift on each day of their absence by reason of illness or accident. Failure to notify the City of Crystal as outlined above maybe cause for disciplinary action.

ARTICLE XXV VACATION SCHEDULE

All full-time employees will accrue vacation based on the following schedule:

0 thru 5 completed years of service -- 12 days earned per year

After 5 years of completed years of service thru 10 completed years of service -- 17 days earned per year

Starting on year 11 and each additional year following -- 1 additional day earned per year not to exceed 24 days.

(Years of service is based upon each employees' anniversary of hire date.) No accrued vacation may be taken during the first six (6) months probationary period.

Additional earned vacation time may be accumulated and carried over to the following year. Such accumulation including the current vacation earned, from year to year may not exceed a total accumulation equal to one and one-half (1-1/2) times the number of hours the employee is currently earning in one year. In no case may the total number of vacation hours accrued exceed 240 hours.

ARTICLE XXVI HOLIDAYS

All police personnel covered under this contract scheduled to work New Year's Day, President's Day, Memorial Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving Day, or Christmas Day shall be compensated at one and one-half (1-1/2) times for all hours worked on those days. All police personnel covered under this contract shall have twelve (12) holidays each year. Twelve (12) holidays are figured into the schedule to fulfill the 2,080

hours requirement for the year except for those officers on five/two work schedule who will take holidays as they occur.

ARTICLE XXVII TUITION

A police officer will receive reimbursement of tuition and book costs from the City of Crystal if he or she is eligible for:

Reimbursement of 60% of tuition and books for a "C" or better grade in a job affiliated course.

ARTICLE XXVIII HOME PICK-UP

The practice of picking up at the home will continue for those living within the corporate limits of Crystal if transportation is available at the time of the requested pick-up. If not, personnel must get to the station on time by their own transportation.

ARTICLE XXIX WAGE RATES

1. Wage Rates

	<u>1990</u>
Start	\$ 1,959
After Six (6) Months	2,109
After One (1) Year	2,410
After Two (2) Years	2,710
After 36 Months of Continuous Employment	3,011

2. Employees assigned by the EMPLOYER to the following job classifications or positions will receive one hundred twenty-five dollars (\$125.00) per month or one hundred twenty-five dollars (\$125.00) pro-rated for less than a full month in addition to their regular wage rate:

Investigator (Detective)

3. Corporal - Corporals will be paid 50% between Supervisors and Top Patrol.
4. Officer-In-Charge will be paid 80% of the Corporal's hourly rate of pay for all hours worked in that capacity.

ARTICLE XXX WAIVER

- 24.1 Any and all prior agreements, resolutions, practices, policies, rules and regulations regarding terms and conditions of employment, to the extent inconsistent with the provisions of this Agreement are hereby superseded.
- 24.2 The Parties mutually acknowledge that during the negotiations which resulted in this Agreement, each had the unlimited right and opportunity to make demands and proposals with respect to any term or condition of employment not removed by law from bargaining. All agreements and understandings arrived at by the parties are set forth in writing in this Agreement for the stipulated duration of this Agreement. The EMPLOYER and the UNION each voluntarily and unqualifiedly waives the right to meet and negotiate regarding any and all terms and conditions of employment referred to or covered in this Agreement or with respect to any term or condition of employment not specifically referred to or covered by this Agreement, even though such terms or conditions may not have been within the knowledge or contemplation of either or both of the parties at the time this Agreement was discussed or executed.

SECTION XXXI DURATION

This Agreement shall be effective as of January 1, 1990, except as herein noted, and shall remain in full force and effect until the thirty-first (31st) day of December, 1990. In witness whereof, the parties hereto have executed this Agreement on this _____ day of August, 1990.

FOR THE CITY OF CRYSTAL

FOR LAW ENFORCEMENT LABOR
SERVICES, INC., LOCAL #44

RESOLUTION NO. 90-__

RELATING TO CITY PARTICIPATION
IN NARCOTICS CONTROL PROGRAM

WHEREAS, the Minnesota Department of Public Safety has been designated to administer law enforcement funds available through the Federal Anti-Drug Abuse Act of 1986; and

WHEREAS, the City is eligible to receive funds for services set forth in its grant application:

NOW, THEREFORE, IT IS RESOLVED that the City of Crystal enter into agreement with the State of Minnesota, Department of Public Safety, to reimburse the City for money spent for approved activities in connection with its grant application.

BE IT FURTHER RESOLVED that the City Manager and Project Director be and hereby are authorized to execute such Agreement and any amendment thereto.

Approved this ____ day of _____, 1990.

Mayor

ATTEST:

City Clerk



July 30, 1990

Dear City Official:

I wish to extend to you a cordial invitation to attend the League of Minnesota Cities' regional meeting hosted by the City of Stillwater on Wednesday, September 12, 1990 at Oak Glen Country Club, 1599 McKusick Road, Stillwater (map enclosed).

The afternoon program, beginning at 2:30 p.m., will cover a variety of issues. The League will provide an update on underground storage issues and the small cities and townships accounting system. Now that truth in taxation requirements have been extended to all cities, the League will briefly review the rules associated with implementing the truth in taxation law.

A presentation will also be given by the Smoke Free 2000 Coalition concerning youth and tobacco and cover such topics as: where do children really get cigarettes; the new Minnesota law restricting cigarette vending machines; local legislative opinions to prevent sales; and mobilizing community support. Because the issue of tobacco and drugs go hand-in-hand, the League has contacted the Office of Drug Policy concerning their initiatives with respect to drug prevention and awareness programs. They will share their proposed model program for local governments. I hope you will share this program with your police department, their participation in these discussions would be helpful.

To complete the afternoon program, there will be a roundtable discussion focusing on community recycling and waste reduction programs. If your City has a program in place which you feel would be a good model for other cities to follow, I hope you will be willing to share your program with others attending the meeting.

Dinner will be served at 6:15 p.m. Following dinner, the League will preview its new video "Cities and the State: A Mixed Perspective." The video focuses on the state of intergovernmental relations between state and local leaders. Legislators such as Rep. Paul Ogren, Senator Doug Johnson and Speaker Robert Vanasek, just to name a few, were asked about their attitudes toward cities. City officials who have witnessed the change in the state's perspective concerning the role cities play in governing Minnesota, were also asked to share their opinion on this important issue for this video. The merging of the two viewpoints should be very interesting.

July 30, 1990
Page Two

As a followup to the video, the League will discuss its plans to enhance Minnesota cities' stature at the Legislature and what your city can do to assist the League's efforts. I hope you will contact your legislators and invite them to attend the regional meeting and join in the discussions.

A special golf outing at Oak Glen Golf Course (the site of the meeting) is also being arranged. The outing will take place prior to the meeting and a separate registration form is enclosed for anyone who may be interested.

To make reservations for your city, please return the enclosed registration form as soon as possible. In case of cancellations, please notify Mary Lou Johnson, of cancellations by September 7, 1990. Your city will be billed for those who did not attend and did not cancel their reservations by the aforementioned date.

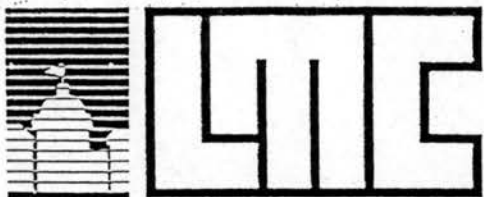
I look forward to seeing you on September 12, 1990.

Sincerely yours,

Wallace L. Abrahamson

Wallace L. Abrahamson
Mayor
City of Stillwater

Enclosures
WLA/smc



League of Minnesota Cities

183 University Ave. East
St. Paul, MN 55101-2526
(612) 227-5600 (FAX: 221-0986)

1990 League of Minnesota Cities Regional Meeting Program *

Afternoon Program

- 2:30 - 2:45 pm Update on Underground Storage Tanks
- 2:45 - 3:00 pm Follow-up on Small Cities and Townships Accounting System
- 3:00 - 3:15 pm Truth in Taxation Requirements for all Cities
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*See enclosed Notice/Registration form for golf outing

REGISTRATION FORM

1990 League of Minnesota Cities Regional Meeting
at Stillwater, Minnesota
September 12, 1990

We will have _____ city officials attending the Regional Meeting in Stillwater and we agree to pay for these meals unless the host city is notified of any changes by September 7, 1990.

Names/Titles of Persons attending: _____

Person making reservation: _____

City: _____ Phone: () _____

Please indicate choice of Entree: (\$14.00 each, includes tax & gratuity)

Broiled Sirloin Steak w/Sauteed Mushrooms _____

Baked Cod w/Herb Style Sauce _____

Chicken Breast Supreme w/Seasoned Rice _____

Number of attendees _____ x (\$14.00) = _____

Please make checks payable to City of Stillwater and return with registration form to:

Mary Lou Johnson, City Clerk
City of Stillwater
216 North Fourth Street
Stillwater, Mn. 55082

PLEASE RETURN REGISTRATION FORM BY AUGUST 31, 1990

GOLF OUTING
AT
OAK GLEN COUNTRY CLUB

IN ASSOCIATION
WITH
THE LEAGUE OF MINNESOTA CITIES REGIONAL CONFERENCE

HOSTED BY
THE CITY OF STILLWATER
SEPTEMBER 12, 1990

PLEASE JOIN SOME OF YOUR FELLOW CITY OFFICIALS IN A ROUND OF GOLF (NINE HOLES ACTUALLY) PRIOR TO THE LMC MEETING AT OAK GLEN COUNTRY CLUB. OAK GLEN IS LESS THAN 10 YEARS OLD BUT IS REGARDED AS ONE OF THE FINEST GOLF COURSES IN THE METRO AREA.

THE COST IS \$10 (GREEN FEES ONLY). YOU MAY REGISTER INDIVIDUALLY OR AS A FOURSOME. GROUPS OF TWO OR THREE MAY ALSO SIGN UP TOGETHER AND THEY WILL BE ASSIGNED OTHER PLAYERS TO MAKE UP A FOURSOME.

DOOR PRIZES WILL BE AVAILABLE SO PLEASE JOIN US BY SIGNING UP AND RETURNING THE REGISTRATION FORM BY AUGUST 24, 1990.

STILLWATER GOLF OUTING REGISTRATION
SEPTEMBER 12, 1990
11:00 A.M.

NOTE: TEE TIME'S WILL START AT 10:30 A.M. GOLFERS SHOULD ARRIVE AT THE COURSE NO LATER THAN 10:15 A.M. A SHOTGUN START WILL NOT BE USED. HOWEVER, ALL GOLFERS SHOULD BE ABLE TO COMPLETE THEIR ROUND BY AT LEAST 1:30 P.M. AND BE ABLE TO ATTEND THE LMC MEETING ON TIME.

NAME _____ CITY _____ PH _____

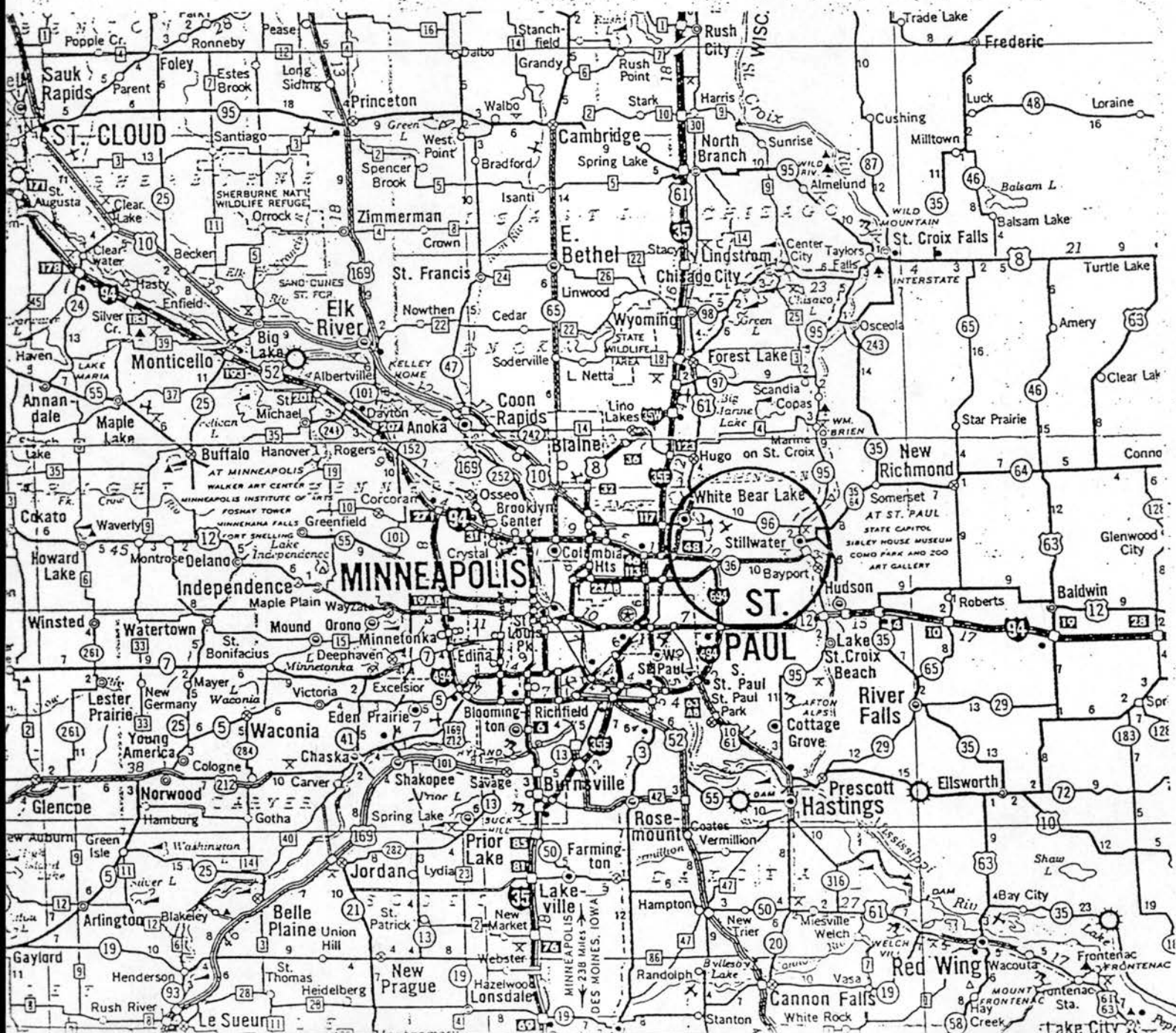
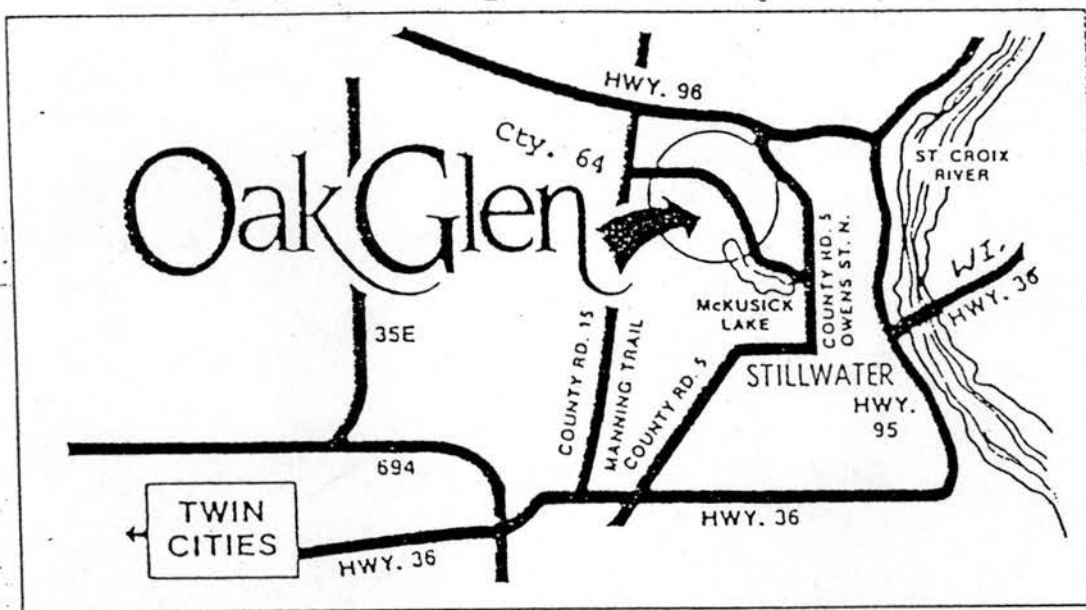
NAME _____ CITY _____ PH _____

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MAKE CHECK'S PAYABLE TO CITY OF STILLWATER (\$10.00 PER GOLFER).

CALL NILE KRIESEL, STILLWATER CITY COORDINATOR AT ac612/439-6121
FOR ANY QUESTIONS REGARDING THE GOLF OUTING.





July 30, 1990

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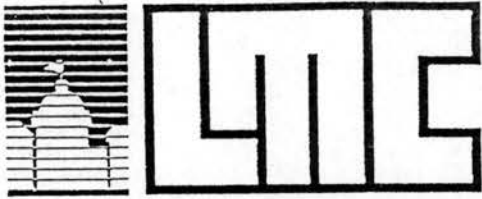
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Wallace L. Abrahamson

Wallace L. Abrahamson
Mayor
City of Stillwater

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216 North Fourth Street
Stillwater, Mn. 55082

PLEASE RETURN REGISTRATION FORM BY AUGUST 31, 1990

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OAK GLEN COUNTRY CLUB

IN ASSOCIATION
WITH
THE LEAGUE OF MINNESOTA CITIES REGIONAL CONFERENCE

HOSTED BY
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SEPTEMBER 12, 1990
11:00 A.M.

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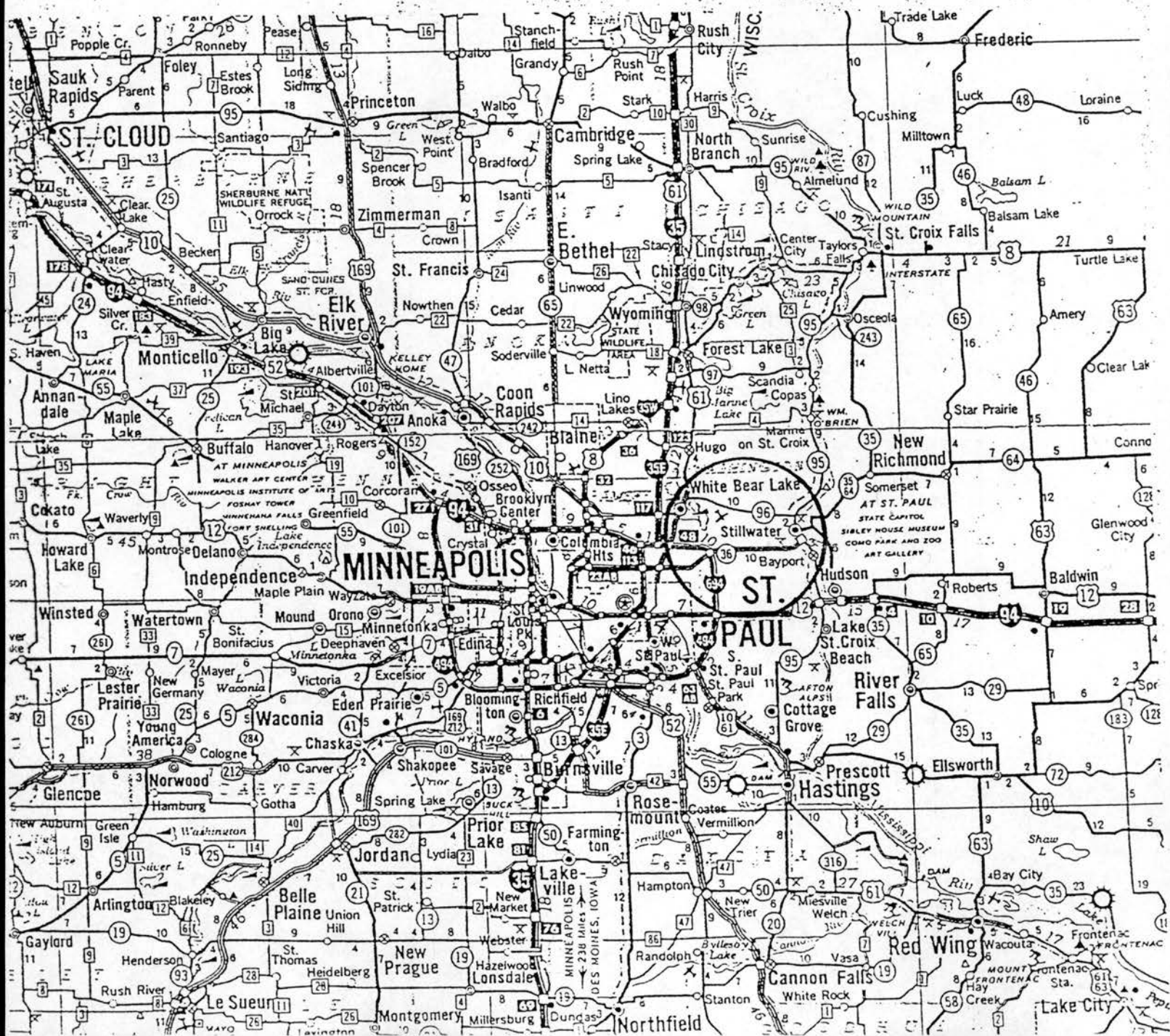
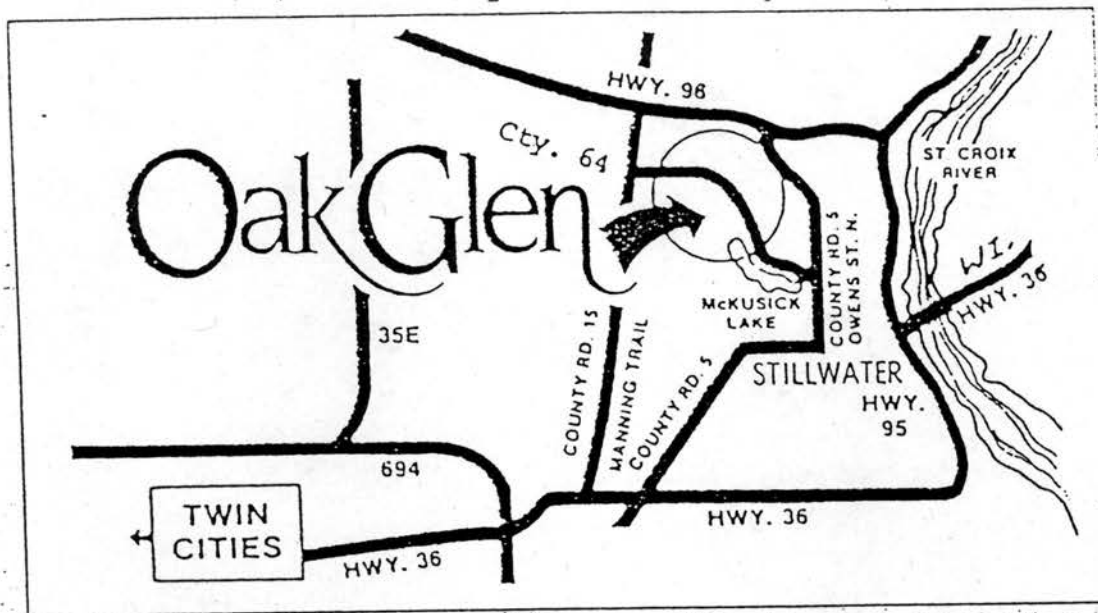
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RESOLUTION NO. 90-__

RELATING TO CITY PARTICIPATION
IN NARCOTICS CONTROL PROGRAM

WHEREAS, the Minnesota Department of Public Safety has been designated to administer law enforcement funds available through the Federal Anti-Drug Abuse Act of 1986; and

WHEREAS, the City is eligible to receive funds for services set forth in its grant application:

NOW, THEREFORE, IT IS RESOLVED that the City of Crystal enter into agreement with the State of Minnesota, Department of Public Safety, to reimburse the City for money spent for approved activities in connection with its grant application.

BE IT FURTHER RESOLVED that the City Manager and Project Director be and hereby are authorized to execute such Agreement and any amendment thereto.

Approved this ____ day of _____, 1990.

Mayor

ATTEST:

City Clerk

MINNEAPOLIS AREA ASSOCIATION OF REALTORS®

Organized In 1887

5750 Lincoln Drive, Minneapolis, Minnesota 55436-1694 • 612/933-9020



August 15, 1990

Jerry Dulgar
City Manager
4141 Douglas Drive
Crystal, MN 55422

Dear Mr. Dulgar:

The Minneapolis Area Association of REALTORS® is in full support of programs to provide safe, sanitary, and adequate housing for all citizens. As the housing in our communities shows signs of aging, we agree measures should be taken to maintain housing quality.

We do not agree that passage of a code compliance at time of sale ordinance, or housing maintenance ordinance, is a proper and effective way to achieve these goals.

The Crystal Environmental Quality Commission, EQC, recommended a time of sale code compliance inspection in its report dated October 1989. The Commission also recommended delaying passage of the proposal because it would be opposed by many homeowners.

The Crystal Planning Commission has reviewed the report and other information about code compliance, and has not recommended to the City Council passage of such an ordinance.

Code compliance places an additional financial burden on the home seller, especially sellers who need to use the proceeds from the sale to purchase another property. In many cases, senior citizens, who have a major portion of their net worth invested in their homes, will find time of sale code compliance particularly difficult.

Rather than consider code compliance at time of sale, we continue to recommend that Crystal consider establishing a truth-in-housing ordinance similar to the Minneapolis program.

This type of inspection program, where the property is inspected and a disclosure report written, allows flexibility to both sellers and buyers. Consumer disclosure is provided. The buyer learns about existing problems and can consider the truth in housing report when negotiating the purchase of the property. Either party can make repairs, if needed.



1990 OFFICERS AND DIRECTORS

James B. Nunn, *President*
Sandy Patterson, *President-Elect*
Sharon A. Cassen, *Secretary*
Jeffrey C. Anderes, *Treasurer*

Danese A. Anderson
Edwin J. Anderson
Ann Brockhouse
Kenneth J. Brooks
David L. Christensen
Lawrence E. Davis
Karen H. Drahos

Brian Duoos
Daniel C. Fazendin
Todd R. Grill
Terri L. Jenstad
Kenneth W. Johnson
Jean Leake
Nancy D. Middleton

Nancy Norlander
Nancy L. Seabold
Louis J. Tanner
Sam S. Thorpe
Beverly J. Wiese

Lee Doucette
Exec. Vice President
William Gerst
Staff Vice President
Judy Puhl
Staff Vice President

Using certified truth-in-housing inspectors would eliminate the need to hire one or more city inspectors and eliminate the need for the city to collect more fees. Although Regional Multiple Service statistics do not represent all home sales, we think the estimate of 350-400 annual home sales included in the EQC report is high, based on the 246 sales reported to RMLS the past year.

If the real purpose of code compliance at time of sale is to locate and update properties which are not up to city housing standards, this approach will not be effective. Using the EQC estimate of 350-400 annual housing sales or the RMLS statistics showing 246 sales the past year, shows that only approximately 3% of Crystal's 7,440 single family units would be inspected each year. If different properties sold each year, at this rate it would require over 30 years to inspect all single family homes in Crystal.

A more effective method would for up-grading homes, would be city programs that provide loans to homeowners to bring their properties up to code with repayment coming at the time of sale of the property.

The purpose of point of sale housing inspections should be consumer awareness, not code compliance. Please consider truth in housing as an appropriate and effective alternative to time of sale code enforcement.

Sincerely,



James B. Nunn
President



4TH ANNUAL NEW LONDON TO NEW BRIGHTON ANTIQUE CAR RUN

Patterned after the Veteran Car Run from London to Brighton, England, the American version is history in the making.

The New London to New Brighton Antique Car Run was designed to encourage the use of early automobiles. Only cars made prior to 1908 and with one or two cylinders are eligible for the run.

The first British run was a celebration of the repeal of the "Red Flag Law." The law required horseless carriages to be preceded a few hundred feet by a man carrying a red warning flag. The flag served to warn approaching horse-drawn wagons and buggies that the "infernal contraption, called the automobile" was on its way and it would be wise to get out and hold onto the horse. Vehicles operating were limited to the speed a man could walk or about 4 miles per hour.

The New London to New Brighton Antique Car Run is one of the few events in the nation devoted to truly-antique cars.

Friday, August 24, 1990

New London

5:00 p.m. on Main Street

Antique Car parade down Main Street. Participants and spectators are invited to wear period costumes. Jason Davis broadcasts live for KSTP-TV.

7:00 p.m. at Neer Park

Waterski show presented by the Little Crow Waterski Club.

9:00 p.m. at the Robert Ihleng American Legion

Dance in the clubrooms.

Saturday, August 25, 1990

New London

5:00 to 6:45 a.m. at the Evangelical Covenant Church
Special country-style breakfast served up by local residents at the church.

6:45 to 8:00 a.m. in the church's parking lot

Antique cars line up for a starting ceremony including the national anthem and gun salute. Cars leave by 8:00 a.m.

7:00 a.m. to 3:00 p.m. in the city's parking lot

Classic Car Show

4:00 p.m. at the Legion

Car Show Awards Ceremony

5:00 to 8:00 p.m. at the Legion

Steak Fry

Manannah

8:00 to 9:00 a.m. at the Church of Our Lady
Rest stop for coffee and donuts.

Saturday, August 25 (Continued)

Litchfield

8:30 to 10:00 a.m. at Litchfield Central Park

Rest stop. Enjoy refreshments in a turn-of-the-century park.

Kingston

9:30 to 11:30 a.m. in downtown Kingston

Rest stop. Stay and eat at the Annual Hog Roast sponsored by the Lions Club.

Buffalo

10:30 a.m. to 1:00 p.m. at the Rodeo grounds

Lunch stop. The Wright County Car Club hosts a tasty porkchop lunch.

Crystal

2:00 to 3:30 p.m. at the Crystal Community Center

Rest stop. Food and fun as cars tune up to reach the finish line.

New Brighton

1:30 p.m. at Long Lake Regional Park

New Brighton Eagles put on their special pig roast.

2:00 p.m. at the depot site in the park

Grand opening of the 100-year old depot.

2:30 to 3:00 p.m. at the Pavilion in the park

Chalkboard Capers singers perform — 50 teachers who really know how to entertain a crowd.

3:00 to 6:00 p.m. at Long Lake Regional Park

Finish line for antique cars. WCCO radio will broadcast live. Entertainment, good food and conversation for the entire family.

6:30 to 10:00 p.m. at the Pavilion in the park

Enjoy the big band sound of the 16-piece Wolverines.

Sunday, August 26, 1990

New Brighton

7:00 a.m. at the Eagles Club on Old Highway 8

Pancake breakfast

7:00 a.m. to 4:00 p.m. at Micom (across from the Legion)

Car Show and Swap Meet

11:00 a.m. at the Tri-City American Legion, 400 Old Hwy 8

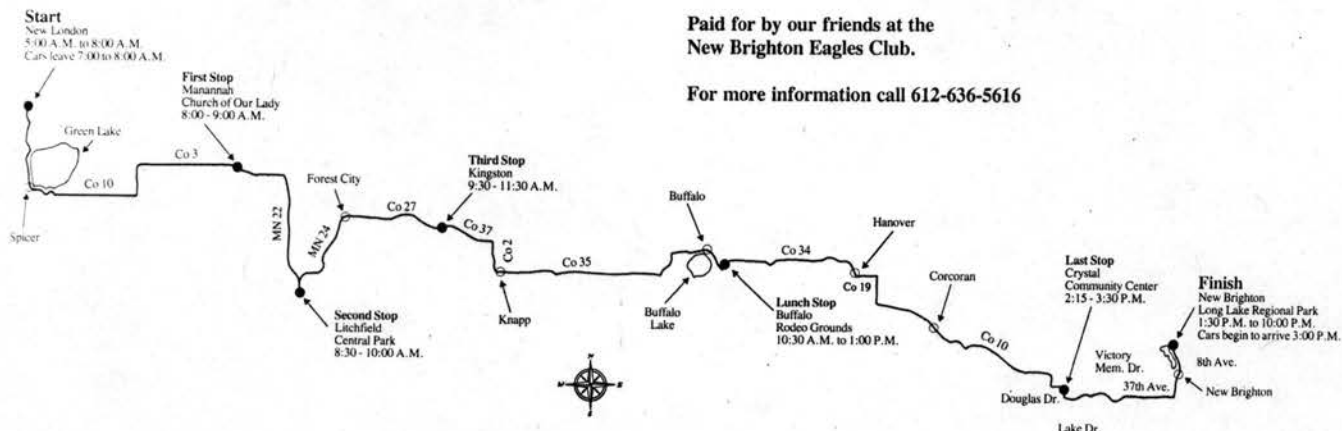
Antique cars and drivers get set up at the Legion.

12:00 noon at the Tri-City American Legion

Lunch and awards ceremony.

**Paid for by our friends at the
New Brighton Eagles Club.**

For more information call 612-636-5616



MINNESOTA
DEPARTMENT OF GAMING
GAMING CONTROL DIVISION
Mail Station 3315
St. Paul, MN 55146-3315
(612) 297-5300

08/10/90

James Madden
CELEBRITY BOWL CHARITIES MINNEAPOLIS
5625 Aldrich Ave S
Minneapolis, MN 55419-

FILE: 02650-013
PREMISES: Doyles Lanes 5000 W Broadway
RE: LICENSE EXPIRATION EFFECTIVE 07/31/90

This letter is to inform you that your license at this premises has expired.

Rules, Chapter 7860.0170, Subp. 2 and 3, provide that your organization still has the obligation to report expenditures, to have the expenditures authorized by your organization, and to expend funds only for lawful purposes. Until the profit carry-over is lawfully expended, your organization still retains the obligations listed above.

Minnesota Statute, Section 349.162, Subd. 4 states, "No person other than a licensed organization or a licensed distributor may possess registration stamps issued by the board." Because your organization is no longer licensed at this premises, any registration stamps on unused gambling equipment must be returned to your distributor or arrangements must be made with the Board for the recovery of the stamps. If your organization has other licensed premises, this would not apply.

Because the license has expired, you may no longer conduct lawful gambling at this premises. Please note that a copy of this letter is being sent to the local governing body in your jurisdiction.

Gaming Control Division
cc: City of Crystal
F25 (11/88)
J:LETTER3.PR6
Copy

CRYSTAL PLANNING COMMISSION MINUTES
AUGUST 13, 1990

The meeting of the Crystal Planning Commission convened at 7:00 P.M., with the following present: Anderson, Barden, Elsen, Kamp, Guertin, Lundeen, Magnuson, Nystrom, Smith; also present were Community Development Director Olson, Building Inspector Barber, Recording Secretary Tatley. Absent: Christopher.

Minutes of the July 9, 1990, meeting were not in packets, therefore, minutes waived until next Planning Commission meeting.

1. Consideration of a building permit for Crystal Airport at Crystal Airport to build a 40' x 168' hanger on lot 74B, as requested by Dean R. Johnson of D'Plane, Inc.

Moved by Commissioner Elsen and seconded by Commissioner Barden to recommend to the City Council to approve the authorization to issue a building permit to build a 40' x 168' hanger on lot 74B, as requested by Dean R. Johnson of D'Plane, Inc., located at the Crystal Airport, P.I.D.# 04-118-21-12-0021 subject to standard procedure.

Motion Carried.

2. Consideration regarding approval of final plat of Roman Addition, located at 6922 Dudley Avenue North as submitted by Duane Roman.

Moved by Commissioner Kemp and seconded by Commissioner Nystrom to recommend to the City Council to grant approval of final plat Roman Addition, which is a replat of Lot 3, Auditors Subdv. 226, property is located at 6922 Dudley Avenue North, P.I.D. #05-118-21-13-0007, as submitted by Duane Roman.

Motion Carried.

3. Consideration of Variance Application #90-34 to set a public hearing for a 11 foot variance in the required rear yard setback at 5817 Elmhurst Avenue North as requested by Sharon Buscher.

Moved by Commissioner Smith and seconded by Commissioner Kemp to set a public hearing at 7:00 P.M. or as soon thereafter as the matter may be heard, Monday, September 10, 1990, as the date and time for a public hearing at which time the Planning Commission will sit as a Board of Adjustments and Appeals to consider Variance Application #90-34 to grant a 11 foot variance of Section 515.13, subd. 4a, at 5817 Elmhurst Avenue North, P.I.D.# 05-118-21-14-0039 in the required

40' rear yard setback.

Motion Carried.

4. Consideration of Variance Application #90-35 to set a public hearing for 56 space parking variance to the required 415 parking spaces at 4947 West Broadway as requested by Father William Blum Home Association, Inc. (Knights of Columbus).

Moved by Commissioner Barden and seconded by Commissioner Anderson to set a public hearing 7:00 P.M. or as soon thereafter as the matter and time for a public hearing at which time the Planning Commission will sit as a Board of Adjustments and Appeals to consider Variance Application #90-35 to grant a variance of 56 spaces of required 415 parking spaces, Section 515.09, subd. 8V, at 4947 West Broadway P.I.D.# 09-118-21-24-0061 as requested by Father William Blum Home Association, Inc.

Motion Carried.

5. Consideration of Application #90-36 to set a public hearing of Wash Me #9 for rezoning property from B-3 to I-2 District to allow Limited Partnership.

Moved by Commissioner Barden and seconded by Commissioner Kemp to set a public hearing before the Planning Commission at 7:00 P.M., or as soon thereafter as the matter may be heard, Monday, September 10, 1990, to consider the request Wash Me #9, Limited Partnership, in Application #90-36 to rezone the property from B-3 to I-2, Lot 1, Block 1, Crystal Securities 2nd Addition.

Motion Carried.

6. Consideration regarding approval of the preliminary plat of Lot 1, Block 1, Crystal Securities 2nd Addition, located at 5160 West Broadway, as submitted by Wash Me #9 Limited Partnership.

Moved by Commissioner Kemp and seconded by Commissioner Elsen to set a public hearing before the Planning Commission at 7:00 P.M., or as soon thereafter as the matter may be heard, Monday, September 10, 1990, to consider approval of the preliminary plat of Wash Me #9 Limited Partnership, which is a replat of Lot 1, Block 1, Crystal Securities 2nd Addition, property is located at 5160 West Broadway, as submitted by Wash Me #9, Limited Partnership.

Motion Carried.

7. Mr. Fred Hoisington of Hoisington Group, Inc. discussed the status of the Comprehensive Plan update. He gave a past history of his business and commented on

other cities that his company has been working with. The information on the land use is done with it being roughly mapped. He also met with the EDA Advisory Commission. Crystal does not seem to have any burning issues, stable community. A forum of 200 people with two sessions is planned. Mr. Hoisington requested a list of needs in Crystal from the Planning Commission within the next three weeks.

Moved by Commissioner Barden and seconded by Commissioner Nystrom to adjourn. Motion Carried.

The meeting adjourned at 8:38 P.M.

†
THE CHURCH OF ALL SAINTS
435 FOURTH STREET, N.E.
MINNEAPOLIS, MINNESOTA 55413

August 9, 1990

*for
City
COUNCIL*

James Mossey, Chief of Police
City of Crystal
4141 Douglas Drive North
Crystal, MN 55422

Dear Chief Mossey,

I am writing you regarding your Memorandum to Darlene George, City Clerk; dated August 2, 1990, on the subject of the Gambling License Application Investigation of the Hartinger Foundation.

In the third paragraph you said, "It appears that the parties involved in the Church of All Saints Gambling Application and the Hartinger Foundation Gambling Application are the same with the exception of the Paddock owner, Joseph Hartinger." As a matter of fact, I am the only officer in both organizations. Thaddeus Dudek and John Daniewicz, officers with me of the Church of All Saints, have no connection whatsoever with the Hartinger Foundation. Neither does the Church of All Saints.

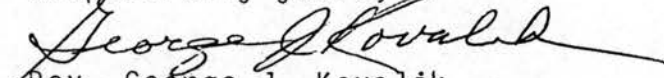
In the next paragraph you stated, "The State is unclear as to why there are two organizations applying for gambling licenses..."

I think that misunderstanding arose because we recently applied for a one-day license for our annual parish Fall festival, which is scheduled for September 9, 1990. That was NOT a renewal for the Paddock Bar operation. We want to be out of that completely before September 9 because according to State law, we may not have gambling on our own premises as long as we have the charitable gambling license for the Paddock.

In other words, the Church of All Saints wants to phase out of the operation at the Paddock as soon as possible and the Hartinger Foundation is ready to take our place. I earnestly request that you recommend that the Charitable Gambling license for the Paddock be issued to the Hartinger Foundation.

Thank you for your kind attention to this request.

Respectfully yours,


Rev. George J. Kovalik
Pastor

Copy: Darlene George, City Clerk

MEMORANDUM

TO: MAYOR AND CITY COUNCIL
FROM: FINANCE DEPARTMENT
DATE: August 15, 1990
SUBJECT: Monthly Budget Report - July 1990

Attached are the Revenue and Expenditure Report - Budget vs. Actual, for the month of July 1990.

REVENUES

Taxes - The first tax settlement for ad valorem taxes and homestead credit is reflected as well as any delinquent taxes and penalties that have been received. The percentage of 52.2% is a fair representation of total anticipated for 1990.

Licenses and Permits - This category reflects a 66.2% collection for 1990. Although the dollars have been received, this category is subject to the "due dates" of various licenses. A number of licenses are paid at the beginning of the year, while others are paid at the end of the year.

State Shared Taxes - This category indicates the collection of Local Government Aid, which is sent in two equal installments during the year. Based on this, it clearly indicates the reduction in state aid that was previously budgeted for. A large portion of the dollars in the State Aid Street will be transferred to the Infrastructure Fund as these are MSAS reimbursements.

Other Services - This category reflects all other sources of income that is recorded in the General Fund. It shows that the collection is behind for the year, but this is due to two major areas. The first is Refunds and Reimbursements, which includes the administrative charges to other funds which is done at year-end. The second is Interest Income, which is allocated at year-end based on average cash balances.

EXPENDITURES

Most departments are at or behind where they should be for the year. The exceptions are as follows:

Mayor and Council - The reason for the large percentage year-to-date is due to Dues and Subscriptions which are paid in a lump-sum for a full-year membership.

Swimming Pool - The reason for the large percentage year-to-date is mainly due to the seasonal basis of the pool operations. Also included in the pool's amounts are dollars that will be allocated to the Water Slide Fund for operational costs. This will be done at the end of the season when appropriate amounts can be determined.

EDA - The large percentage year-to-date in this department is due to the manner in which this budget was prepared. When it was adopted, it included only salaries for the personnel. Actual expenditures include departmental operating costs for the EDA. These expenditures are currently being financed by the proceed of the sale of property early in 1990. This property had been owned and sold by the HRA and thus the proceeds had been transferred to the EDA.

1990 EXPENDITURE REPORT AS OF JULY 31, 1990

NORMAL %=

58.33%

DEPARTMENT	#	ADOPTED BUDGET AMOUNT	REVISED WORKING BUDGET	PRIOR MONTH YTD EXPENSES	ENCUMBERANCES	CURRENT EXPENDITURES	TOTAL EXPENSES	RATIO	UNENCUMBERED BALANCE
Mayor & Council	10	\$126,670	\$126,670	\$72,734.19	\$0.00	\$14,646.00	\$87,380.19	69.0%	\$39,289.81
Administration	11	\$349,244	\$321,092	\$155,746.08	\$2,429.89	\$20,226.08	\$175,972.16	55.6%	\$142,689.95
Assessing	12	\$126,382	\$131,140	\$56,787.47	\$15.88	\$8,522.35	\$65,309.82	49.8%	\$65,814.30
Finance	13	\$149,580	\$157,898	\$70,998.62	\$35.59	\$11,749.76	\$82,748.38	52.4%	\$75,114.03
City Buildings	14	\$147,340	\$153,053	\$66,449.19	\$334.77	\$18,801.56	\$85,250.75	55.9%	\$67,467.48
Police	15	\$1,686,964	\$1,768,607	\$809,153.15	\$2,844.29	\$121,347.66	\$930,500.81	52.8%	\$835,261.90
Fire	16	\$209,791	\$212,250	\$73,886.84	\$3,504.64	\$26,514.95	\$100,401.79	49.0%	\$108,343.57
Planning & Inspection	17	\$70,202	\$74,565	\$35,103.28	\$0.00	\$6,189.49	\$41,292.77	55.4%	\$33,272.23
Civil Defense	18	\$40,626	\$41,740	\$20,124.98	\$0.00	\$3,771.22	\$23,896.20	57.3%	\$17,843.80
Engineering	19	\$234,631	\$222,349	\$110,400.71	\$0.00	\$16,575.03	\$126,975.74	57.1%	\$95,373.26
Street	20	\$487,534	\$500,805	\$211,212.19	\$2,554.44	\$33,279.10	\$244,491.29	49.3%	\$253,759.27
Park Maintenance	21	\$383,583	\$391,001	\$171,989.52	\$873.62	\$34,491.22	\$206,480.74	53.0%	\$183,646.64
Recycling **	22	\$78,859	\$78,859	\$0.00	\$0.00	\$0.00	\$0.00	0.0%	\$78,859.00
Recreation	25	\$480,788	\$483,636	\$207,418.47	\$10,799.98	\$57,533.15	\$264,951.62	57.0%	\$207,884.40
Health	26	\$144,180	\$150,802	\$66,517.75	\$762.03	\$10,779.63	\$77,297.38	51.8%	\$72,742.59
Civil Service	27	\$11,750	\$11,750	\$4,422.00	\$750.00	\$803.79	\$5,225.79	50.9%	\$5,774.21
Legal	28	\$142,000	\$140,200	\$60,213.92	\$0.00	\$17,473.60	\$77,687.52	55.4%	\$62,512.48
Elections	29	\$23,475	\$23,475	\$524.54	\$549.88	\$403.34	\$927.88	6.3%	\$21,997.24
Swimming Pool	31	\$76,242	\$75,742	\$38,874.65	\$1,525.49	\$24,335.74	\$63,210.39	85.5%	\$11,006.12
Non-Departmental	32	\$1,053,660	\$907,690	\$410,613.91	\$1,207.00	\$80,311.87	\$490,925.78	54.2%	\$415,557.22
Community Center	33	\$106,203	\$105,532	\$5,027.56	\$944.01	\$2,513.68	\$7,541.24	8.0%	\$97,046.75
Tree Disease	34	\$43,609	\$43,609	\$8,758.48	\$0.00	\$4,678.68	\$13,437.16	30.8%	\$30,171.84
EDA	37	\$22,758	\$73,606	\$51,197.79	\$685.91	\$8,706.26	\$59,904.05	82.3%	\$13,016.04
TOTALS		\$6,196,071	\$6,196,071	\$2,708,155.29	\$29,817.42	\$523,654.16	\$3,231,809.45	52.6%	\$2,934,444.13
Recycling Fund #80		\$205,344	\$205,344	\$65,767.14	\$0.00	\$3,043.21	\$68,810.35	33.5%	\$136,533.65
Street Lighting #82		\$108,330	\$108,330	\$52,793.33	\$0.00	\$8,789.43	\$61,582.76	56.8%	\$46,747.24
Utility Fund-#81									
Water	23	\$1,025,829	\$1,025,829	\$169,965.53	\$508.65	\$165,376.16	\$335,341.69	32.7%	\$689,978.66
Sewer	24	\$1,267,029	\$1,267,029	\$705,343.40	\$894.59	\$85,893.25	\$791,236.65	62.5%	\$474,897.76
TOTALS		\$2,292,858	\$2,292,858	\$875,308.93	\$1,403.24	\$251,269.41	\$1,126,578.34	49.2%	\$1,164,876.42
Water Slide Fund #83		\$0	\$0	\$1,505.62	\$582.50	\$0.00	\$1,505.62		(\$2,088.12)

** Salaries, Utilities and Other Expenses for the Water Slide have not yet been recieved or allocated from the Swimming Pool activity. This will be done when the season ends and all bills are in.

CITY OF CRYSTAL

SUMMARY OF REVENUES AS OF JULY 31, 1990

NORMAL PERCENT =

58.33%

GENERAL FUND - 01 ACCT#		ESTIMATED REVENUE	PRIOR MONTH YEAR-TO-DATE	RECEIPTS CURRENT MONTH	RECEIPTS YEAR-TO-DATE	PERCENTAGE RECEIVED
TAXES						
3011	Current Ad Valorem Taxes	\$2,806,137	\$911,099.25	\$121,982.07	\$1,033,081.32	36.8%
	Homestead Credit	\$0	\$0.00	\$416,095.77	\$416,095.77	
3012	Delinq Ad Valorem Taxes	\$0	\$1,182.39	\$13,745.45	\$14,927.84	
3013	Penalties and Interest	\$10,000	\$943.32	\$3,318.03	\$4,261.35	42.6%
3014	Forfeited Tax Sale	\$0	\$0.00	\$457.67	\$457.67	
3015	Prepaid Special Assessments	\$0	\$0.00	\$0.00	\$0.00	
	Total Taxes	\$2,816,137	\$913,224.96	\$555,598.99	\$1,468,823.95	52.2%
LICENSES AND PERMITS						
3111	Liquor Licenses On Sale 06/30	\$55,000	\$30,250.00	\$0.00	\$30,250.00	55.0%
3112	Liquor Licenses Off Sale 06/30	\$1,600	\$1,600.00	\$0.00	\$1,600.00	100.0%
3113	Beer & Tavern Licenses 06/30	\$6,000	\$6,564.00	\$39.75	\$6,603.75	110.1%
3114	Club Licenses 06/30	\$2,000	\$3,086.00	\$0.00	\$3,086.00	154.3%
3115	Garbage & Refuse License 06/30	\$1,500	\$2,575.00	\$0.00	\$2,575.00	171.7%
3116	Taxi Cab Licenses	\$150	\$0.00	\$0.00	\$0.00	0.0%
3117	Music Box-Misc Amusements	\$5,600	\$1,672.00	\$0.00	\$1,672.00	29.9%
3118	Food Handling Licenses	\$15,900	\$5,669.25	\$452.00	\$6,121.25	38.5%
3119	Gas Pump & Station Licenses	\$1,400	\$64.50	\$0.00	\$64.50	4.6%
3121	Bowling Alley Licenses	\$1,200	\$0.00	\$0.00	\$0.00	0.0%
3123	Cigarette Licenses	\$1,350	\$120.00	\$0.00	\$120.00	8.9%
3124	Misc Licenses	\$1,600	\$2,087.50	\$182.00	\$2,269.50	141.8%
3125	Billboard-Sign Hangers License	\$1,000	\$954.25	\$0.00	\$954.25	95.4%
3126	Plumbing-Gas Licenses & Cards	\$5,000	\$2,553.50	\$161.25	\$2,714.75	54.3%
3127	Sign Licenses 05/15	\$11,000	\$6,538.19	\$0.00	\$6,538.19	59.4%
3128	Tree Trim Licenses	\$600	\$440.00	\$55.00	\$495.00	82.5%
3150	Dog Licenses & Impound Fees	\$5,900	\$2,538.00	\$361.50	\$2,899.50	49.1%
3151	Building Permits	\$40,000	\$25,188.54	\$6,881.96	\$32,070.50	80.2%
3152	Misc Fire Permits	\$0	\$599.00	\$54.00	\$653.00	
3153	Plumbing Permits	\$5,000	\$3,040.35	\$746.50	\$3,786.85	75.7%
3154	Sewer Permits	\$600	\$402.00	\$87.50	\$489.50	81.6%
3155	Water Permits	\$800	\$595.00	\$52.50	\$647.50	80.9%
3157	Driveway Permits	\$500	\$32.50	\$35.00	\$67.50	13.5%
3158	Street Excavation Permits	\$700	\$837.50	\$2,757.50	\$3,595.00	513.6%
3159	Miscellaneous Permits	\$0	\$0.00	\$0.00	\$0.00	
3161	Gas Permits	\$3,000	\$2,220.00	\$371.50	\$2,591.50	86.4%
3162	Burglar Alarm Permits 05/15	\$1,200	\$198.00	\$660.00	\$858.00	71.5%
3163	Mechanical Permits	\$10,000	\$4,914.20	\$753.37	\$5,667.57	56.7%
3164	Sign Permits	\$2,700	\$1,439.50	\$85.00	\$1,524.50	56.5%
3165	Parking Permits	\$0	\$10.00	\$0.00	\$10.00	
3166	Restaurant Hoods	\$1,200	\$850.00	\$100.00	\$950.00	79.2%
	Total Licenses and Permits	\$182,500	\$107,038.78	\$13,836.33	\$120,875.11	66.2%

GENERAL FUND - 01 ACCT#	ESTIMATED REVENUE	PRIOR MONTH YEAR-TO-DATE	RECEIPTS CURRENT MONTH	RECEIPTS YEAR-TO-DATE	PERCENTAGE RECEIVED
STATE SHARED TAXES					
3350 Local Government Aid	\$1,928,092	\$0.00	\$922,591.50	\$922,591.50	47.8%
3351 State Aid Streets	\$3,239	\$102,353.50	\$0.00	\$102,353.50	3160.0%
Total Shared Taxes	\$1,931,331	\$102,353.50	\$922,591.50	\$1,024,945.00	53.1%
OTHER SERVICES					
3500 Miscellaneous Receipts	\$3,000	\$2,778.45	\$75.41	\$2,853.86	95.1%
3501 NWSCC and CAC	\$4,800	\$2,388.69	(\$104.49)	\$2,284.20	47.6%
3503 Bicycle Licenses	\$400	\$232.00	\$43.00	\$275.00	68.8%
3504 Northern Mayors Association	\$0	(\$5,122.89)	(\$1,685.77)	(\$6,808.66)	
3511 Special Rezoning App Charge	\$5,200	\$3,775.00	\$0.00	\$3,775.00	72.6%
3512 Sale of Maps-Documents etc	\$200	\$117.50	\$20.30	\$137.80	68.9%
3513 Engineering & Clerical Fees	\$50,000	\$0.00	\$0.00	\$0.00	0.0%
3514 Weed Cutting Charges	\$600	(\$615.00)	\$0.00	(\$615.00)	-102.5%
3515 Filing Fees	\$0	\$0.00	\$0.00	\$0.00	
3516 License Investigations	\$500	\$1,310.00	\$250.00	\$1,560.00	312.0%
3517 Jail & Breathalyzer Tests	\$3,000	\$0.00	\$0.00	\$0.00	0.0%
3518 Electrical Permit Applications	\$0	\$27.00	(\$17.50)	\$9.50	
3568 Accident Reports	\$1,600	\$1,127.50	\$135.00	\$1,262.50	78.9%
3569 Special Assessment Searches	\$3,000	\$822.00	\$130.00	\$952.00	31.7%
3570 Sanitarian Costs & Reimburse	\$85,033	\$9,135.00	\$0.00	\$9,135.00	10.7%
3571 Confiscated Funds	\$0	\$35.00	\$0.00	\$35.00	
3580 Recreation Program Receipts	\$171,550	\$87,386.34	\$13,493.11	\$100,879.45	58.8%
3581 Crystal Facilities Used	\$500	\$531.00	\$240.00	\$771.00	154.2%
3582 Non-Budget Account	\$0	\$6,937.00	\$0.00	\$6,937.00	
3586 Water Tests	\$0	\$0.00	\$0.00	\$0.00	
3587 Swimming Pool Receipts	\$49,020	\$44,137.37	\$28,644.74	\$72,782.11	148.5%
3588 Community Center Revenue	\$21,000	\$2,257.37	\$2,015.83	\$4,273.20	20.3%
3590 Refunds & Reimbursements	\$115,500	\$0.00	\$200.00	\$200.00	0.2%
3591 Insurance Refunds	\$0	\$0.00	\$0.00	\$0.00	
3592 Misc Land & Equip Sales	\$90,208	\$81,727.55	(\$500.00)	\$81,227.55	90.0%
3593 Miscellaneous Transfers	\$0	\$0.00	\$0.00	\$0.00	
3594 Building Sub-Rental	\$700	\$150.00	\$390.00	\$540.00	77.1%
3595 Waste Oil Revenues	\$1,500	(\$335.12)	\$387.02	\$51.90	3.5%
3596 Leased Properties	\$0	\$0.00	\$0.00	\$0.00	
3599 Interest Earned	\$110,000	\$0.00	\$0.00	\$0.00	0.0%
3610 Court Fines	\$210,000	\$62,450.76	\$8,322.00	\$70,772.76	33.7%
3611 Alarm Charges	\$3,000	\$1,700.00	\$900.00	\$2,600.00	86.7%
3612 Alarm Penalties	\$0	\$42.85	\$0.00	\$42.85	
3630 Forfeited Bail	\$0	\$3,830.00	\$825.00	\$4,655.00	
3772 Donations	\$1,000	\$9,445.76	\$100.00	\$9,545.76	954.6%
Total Other Services	\$931,311	\$316,271.13	\$53,863.65	\$370,134.78	39.7%
Previous Year Fund Balance	\$400,000	\$0.00		\$0.00	0.0%
TOTAL REVENUES	\$6,261,279	\$1,438,888.37	\$1,545,890.47	\$2,984,778.84	47.7%

RECYCLING FUND - 80		ESTIMATED	PRIOR MONTH	RECEIPTS	RECEIPTS	PERCENTAGE
ACCT#		REVENUE	YEAR-TO-DATE	CURRENT MONTH	YEAR-TO-DATE	RECEIVED
3330	County Grants	\$35,765	\$38,220.00	\$0.00	\$38,220.00	106.9%
3500	Misc Revenues	\$0	\$0.00	\$3,754.96	\$3,754.96	
3510	Containers, Wheels & Lids	\$0	\$265.84	\$33.58	\$299.42	
3780	Recycling Revenue	\$90,720	\$40,012.02	\$8,167.77	\$48,179.79	53.1%
3781	Recycling Penalties	\$0	\$1,082.17	\$132.70	\$1,214.87	
3782	Recycling Bin Revenue	\$0	\$10,722.95	\$775.72	\$11,498.67	
3783	Recycling Bin Penalty	\$0	\$310.52	\$26.54	\$337.06	
3590	Refunds and Reimbursements	\$78,859	\$0.00	\$41,950.27	\$41,950.27	53.2%
	Total Recycling	\$205,344	\$90,613.50	\$54,841.54	\$145,455.04	70.8%

UTILITY FUND - 81		ESTIMATED	PRIOR MONTH	RECEIPTS	RECEIPTS	PERCENTAGE
ACCT#		REVENUE	YEAR-TO-DATE	CURRENT MONTH	YEAR-TO-DATE	RECEIVED
3500	Miscellaneous Receipts	\$0	\$0.00	\$0.00	\$0.00	
3599	Interest Earned	\$35,000	\$0.00	\$0.00	\$0.00	0.0%
3739	Misc Income - Water	\$2,000	\$1,391.37	\$0.00	\$1,391.37	69.6%
3740	Water Sales	\$885,000	\$382,502.70	\$59,247.51	\$441,750.21	49.9%
3741	Penalties Earned - Water	\$17,500	\$8,546.77	\$1,323.68	\$9,870.45	56.4%
3742	Sales of Meters-Horns	\$2,000	\$2,158.00	\$467.75	\$2,625.75	131.3%
3743	Joint Water Commission Reimb	\$15,000	\$0.00	\$0.00	\$0.00	0.0%
3744	Metro Waste Reimbursement	\$5,200	\$0.00	\$0.00	\$0.00	0.0%
3759	Misc Income - Sewer	\$500	\$0.00	\$0.00	\$0.00	0.0%
3760	Sewer Service Revenue	\$995,000	\$539,611.70	\$66,943.45	\$606,555.15	61.0%
3761	Penalties Earned - Sewer	\$18,500	\$12,086.88	\$1,681.96	\$13,768.84	74.4%
	Total Utility Revenue	\$1,975,700	\$946,297.42	\$129,664.35	\$1,075,961.77	54.5%

STREET LIGHTING FUND - 82		ESTIMATED	PRIOR MONTH	RECEIPTS	RECEIPTS	PERCENTAGE
ACCT#		REVENUE	YEAR-TO-DATE	CURRENT MONTH	YEAR-TO-DATE	RECEIVED
3764	Street Lighting Revenue	\$103,683	\$43,390.93	\$7,251.16	\$50,642.09	48.8%
3765	Penalties Earned	\$2,000	\$1,153.24	\$152.60	\$1,305.84	65.3%
	Total Street Lighting Revenue	\$105,683	\$44,544.17	\$7,403.76	\$51,947.93	49.2%

WATER SLIDE FUND - 83		ESTIMATED	PRIOR MONTH	RECEIPTS	RECEIPTS	PERCENTAGE
ACCT#		REVENUE	YEAR-TO-DATE	CURRENT MONTH	YEAR-TO-DATE	RECEIVED
3581	Crystal Facilities Used		\$205.66	\$285.91	\$491.57	
3587	Water Slide Revenues		\$9,738.25	\$11,648.84	\$21,387.09	
	Total Water Slide Revenues	\$0	\$9,943.91	\$11,934.75	\$21,878.66	

DAVID J. KENNEDY

Attorney at Law

Direct Dial (612) 337-9232

HOLMES & GRAVEN

CHARTERED

470 Pillsbury Center, Minneapolis, Minnesota 55402

(612) 337-9300

August 13, 1990

Mayor Herbes and Councilmembers
City of Crystal
4141 Douglas Drive North
Crystal, Minnesota 55422

Dear Mayor Herbes and Members of the Council:

As most of you know, my predecessor law firm served as prosecuting attorney for the City since I was first appointed City Attorney in 1973 until 1986. At that time Rosenthal, Rondoni & MacMillan proposed to the City that that firm be retained as prosecuting attorney. After a review of their proposal and ours and interviews of both firms, the Rosenthal firm was retained.

I understand that the present Rosenthal contract expires on December 31, 1990, and I want to formally express to you our firm's interest in being considered as prosecuting attorney for the City once again. I'm confident that we could provide the highest quality prosecution services efficiently and economically and within the budget constraints that you are currently dealing with.

While a detailed description of our qualifications is best left to a formal proposal responding to your specifications for the position, you should know that we act as prosecuting attorneys for Plymouth, Medina, Robbinsdale, and the Lake Minnetonka Conservation District. Our prosecuting attorneys are recognized by the courts and court personnel as experts in the area. Paul Baertschi edits a newsletter, "Minnesota Police Briefs" widely circulated in the law enforcement community. Steve Tallen, a former Golden Valley police officer, handles special police related litigation for the City of Minneapolis. Their paralegal staff has a computerized system of tracking and scheduling arraignments, hearings, trials, witnesses and case clearances. In addition, Messrs. Baertschi and Tallen are, like so many of us at Holmes & Graven, actively engaged in work as City attorneys for the many local governments we represent.

If the Council concludes that it is appropriate to request proposals for prosecution services at this time we would be pleased to respond in whatever detail is requested. One element of our proposal, if requested, would be a contract period co-terminous with our contract for general City Attorney services, that is, through December 31, 1992.

Yours very truly,


David J. Kennedy

DJK:caw

cc: Jerry Dular

"TH 610 NEWS FLASH"

TO: City Managers
Transportation Committee
Chambers of Commerce

FROM: North Metro Mayors Association
Joseph D. Strauss
Sarah M. Nelson

DATE: August 17, 1990

RE: RALF loan for TH 610 EIS

The attached \$325,000 check from the Metropolitan Council represents the beginning of a process to accomplish the construction of TH 610. The Environmental Impact Statement (EIS) will be prepared by the engineering firm of Strgar, Roscoe, Fausch. Their work will revisit all of the important environmental factors that were originally studied in 1981 as part of TH 610/252 EIS draft. For example, air and water quality, noise, vegetation, wildlife and wetlands issues. In addition, traffic, population, employment, land use and household data uncovered by the new study will be invaluable for planning use by North Metro communities. Finally, the report will assess the commitment of land, materials, finances and energy resources needed to complete the North Crosstown 610 highway.

A new EIS is necessary because the original study expired some years ago. The original two phase EIS included 11 miles of TH 610, a new Mississippi River Bridge, and 4 miles of TH 252 between I-94 in Brooklyn Center and new TH 610 in Brooklyn Park.

The EIS is scheduled to be completed in eighteen to twenty-four months. Once completed it will have a shelf life of three years before it must be updated.

When constructed, the North Crosstown 610 will provide a four lane freeway facility. The Crosstown will follow an alignment from east to west that starts at 93rd Avenue and Highway 252 and continues to the intersection of 101st Avenue and I-94. It will be the northwest link connecting Th 610 to TH 10 and I-35. TH 610 will substantially improve east-west access between all communities in the North Metro area.

The North Metro Mayors Association efforts during the 1988 Legislative Session has now paid off in RALF funds being made available for this part of TH 610 project. Our area legislators should be congratulated for their efforts to help make this stage of TH 610 a reality!



[Crystal \(Minn.\).](#)
[City Council Minutes and Agenda Packets.](#)

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129-5602301

RALF loan for TH610 EIS

L-90-2

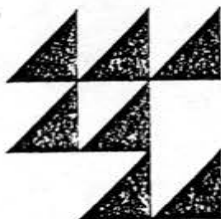
\$325,000.00

METROPOLITAN COUNCIL
MEARS PARK CENTRE
230 EAST FIFTH STREET
ST. PAUL, MINNESOTA 55101
Phone (612)-6359

TOTAL AMOUNT: \$325,000.00

PLEASE DETACH BEFORE DEPOSITING

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER



METROPOLITAN COUNCIL

Mears Park Centre, 230 East Fifth Street
St. Paul, Minnesota 55101
Phone (612) 291-6359

PAY TO THE
ORDER OF

City of Brooklyn Park
5800 85th Ave. North
Brooklyn Park, MN 55443

\$325,000.00



First Bank
National Association
Member First Bank System
St. Paul, MN 55101

No. 017795

17-2
910

CHECK NO.	DATE	AMOUNT
17795	6/25/90	\$325,000.00

THIS CHECK VOID IF NOT CASHED WITHIN
NINETY DAYS OF DATE OF ISSUANCE

Steve Hafe